



Brian P. Kemp, Governor

Frank W. Berry, Commissioner

2 Peachtree Street, NW | Atlanta, GA 30303-3159 | 404-656-4507 | www.dch.georgia.gov

MEMORANDUM

Date: May 19, 2021

To: Chief Executive Officer/Chief Financial Officer

From: Kim S. Morris, Director of Reimbursement *ksm*

Subject: FY 2021 Disproportionate Share Hospital (DSH) Payments

BY ELECTRONIC MAIL

Information related to State Fiscal Year 2021 DSH eligibility and payment data is available on the Department's web site at www.dch.georgia.gov by selecting options for "Provider," "Provider Types," "Hospital Providers," then "Indigent Care Trust Fund." On March 11, 2021, H.R. 1319 was signed into law. The Act contains a provision that will result in an increase to the total computable DSH payment allowed for SFY 2020 and SFY 2021. Adjustment to DSH payments will be made once the recalculation of the annual DSH allotment is made available to the state. Please note that the DSH data changed from the preliminary data previously posted on the Department's web site in March 2021.

A hospital's signed Letter of Agreement form for FY2021 is a condition to receive payment. The form is available on the website above. If your hospital has not submitted the required form for this year, please complete by May 24, 2021, and send to DCH Supplemental email address DCH.Supplemental@dch.ga.gov.

The DSH payment to the hospitals will be issued through Georgia Medicaid Management Information System (GAMMIS). The same system that currently processes and pays Georgia Medicaid claims.

If you have any questions about this notice, please contact Annetta Smith, Senior Manager for Supplemental & Hospital Reimbursement, at (404) 463-6669 or asmith@dch.ga.gov.

**Georgia Department of Community Health
DSH Payments for SFY2021
Schedule of Key Events**

Wednesday	May 19, 2021	Notice to Hospitals
Monday	May 24, 2021	Due Letter of Agreement
Wednesday	June 2, 2021	Due Intergovernmental Transfers
Thursday	June 24, 2021	Payment

LETTER OF AGREEMENT
For the Benefit of
The Georgia Department of Community Health and the Hospital

Hospital Name: _____ (the "Hospital")

As a Medicaid-designated disproportionate share hospital provider, the Hospital understands that it may receive a payment adjustment pursuant to the provisions of Chapter 111-3-6 of the Rules and Regulations of the Department of Community Health Division of Medical Assistance, Indigent Care Trust Fund.

By signing this Letter of Agreement, the Hospital acknowledges that:

- (a) This agreement is effective for state fiscal year 2021.
- (b) The hospital has reviewed a copy of the rules governing the Indigent Care Trust Fund as posted on the Secretary of State's website (<http://rules.sos.state.ga.us>, Chapter 111-3-6) and the policies and procedures of the ICTF Program in Appendix Q of Part II Policies and Procedures for Hospital Services (posted on www.ghp.georgia.gov) and understands that it must fully comply with such rules and policies and procedures in order to participate in the Indigent Care Trust Fund program.
- (c) A transfer of funds through intergovernmental transfer (IGT) to the Indigent Care Trust Fund is not a condition of receipt of a payment adjustment. The use of IGTs to fund the non-federal share of DSH is only available to eligible public, state-owned or non-state-government-owned hospitals. For these publicly owned hospitals, signing this form is an attestation that the hospital will operate under the auspices of a local hospital authority, developmental authority or other governmental entity **at the time of the transfer of funds**.
- (d) It will comply with all requests for information relating to the expenditure of Indigent Care Trust Fund monies from the Department of Community Health or its agent(s).
- (e) As a condition of eligibility, the hospital must have a Medicaid inpatient hospital utilization rate of at least one percent and **must currently** have two obstetricians with staff privileges who agree to provide obstetric services to Medicaid recipients. In rural areas, the term "obstetrician" includes any physician who has staff privileges to perform non-emergency obstetric procedures at the hospital. The obstetrical requirement does not apply if the hospital provides services primarily to individuals less than 18 years of age, or if the hospital did not provide non-emergency obstetric services as of December 22, 1987.
- (f) By signing this agreement, Hospital agrees that no funds will be distributed to outside investors in the form of dividends or bonuses to contractors, sub-contractors or employees at any point while the hospital has any outstanding financial obligations to the State of Georgia and/or the Department of Community Health. Failure to comply with this requirement will serve as grounds for the immediate repayment of all debts owed to the State of Georgia by the Hospital.
- (g) By signing this agreement, Hospital agrees to provide to the Department of Community Health any and all data necessary for the Department, and the state of Georgia, to be in compliance with the provisions of the American Recovery and Reinvestment Act of 2009 (ARRA).

LETTER OF AGREEMENT
For the Benefit of
The Georgia Department of Community Health and the Hospital
State Fiscal Year 2021

Hospital Name: _____ (the "Hospital")

Typed Name

Title

Signature

Date Signed

Contact Telephone Number

Contact Email Address