



## Department of Health

**KATHY HOCHUL**  
Governor

**JAMES V. McDONALD, M.D., M.P.H.**  
Commissioner

**JOHANNE E. MORNE, M.S.**  
Acting Executive Deputy Commissioner

September 19, 2023

Ms. Clarissa M. Rodriguez  
Chair  
New York State Workers' Compensation Board  
328 State Street, Suite 2  
Schenectady, New York 12305

Dear Ms. Rodriguez:

Enclosed please find the schedules of hospital reimbursement inpatient rates for services rendered to patients covered under the Workers' Compensation Benefit Law, the Volunteer Ambulance Workers' Benefit Law and the Comprehensive Motor Vehicle Reparation Act. The Office of Health Insurance Programs has calculated rates of reimbursement for the period April 1, 2023 through December 31, 2023 for acute per case, exempt hospital, exempt unit and chemical dependency detoxification services. Rates of payment for these services for these payers were based upon rates determined for state governmental agencies (Medicaid) in accordance with Article 2807-c (b-1) of the Public Health Law.

Pursuant to section 2807(4) of the Public Health Law, I hereby certify to you that the rates appearing in the enclosed schedules have been developed in accordance with section 2807-c of the Public Health Law, as amended by the Health Care Reform Act, and Section 86-1 of the Title 10 (Health) New York Codes, Rules and Regulations

For discharges beginning on or after April 1, 2023, the Service Intensity Weights (SIWs), cost outlier thresholds and average lengths of stay (ALOS) effective July 1, 2018 should continue to be used for payment purposes with the 3M All Patient Refined Diagnosis Related Groups (APR-DRGs) grouper version 34.

The rates on the attached schedules are based upon the same methodology and data used in the rates effective January 1, 2023, but also take into consideration the following update:

- 7.5% operating component rate increase in accordance with Part E of Chapter 57 of the Laws of 2023 of the State Fiscal Year 2023-24 Enacted Budget

Should you have any questions or require further information, please contact Tami Berdi or John Neuberger via email at [HospFFSunit@health.ny.gov](mailto:HospFFSunit@health.ny.gov).

Sincerely,

Kevin Wright  
Medicaid Chief Financial Officer  
Division of Finance and Rate Setting  
Office of Health Insurance Programs

Enclosures