

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES**  
**Division 60—Missouri Health Facilities Review Committee**  
**Chapter 50—Certificate of Need Program**

**Proposed Amendment**

**19 CSR 60-50.470 Criteria and Standards for Financial Feasibility.** The committee proposes to amend sections (1), (3) and (5), and add sections (6) and (7).

*PURPOSE: The committee proposes to amend this rule to require skilled nursing and intermediate care facilities to provide Medicaid eligible admission information.*

(1) Proposals for any new hospital, **skilled nursing [home] facility, intermediate care facility**, residential care facility, or assisted living facility construction must include documentation that the proposed costs per square foot are reasonable when compared to the latest RS Means Cost Data Percentile Limit Total New Construction Project Costs (Form MO 580-1866[, *incorporated by reference*]) available from the Certificate of Need Program (CONP). Any proposal with costs in excess of the three-fourths (3/4) percentile must include justification for the higher costs.

(3) Document financial feasibility by including—

(A) The Service-Specific Revenues and Expenses (Form MO 580-1865[, *incorporated by reference*]) as a financial pro forma for each revenue generating service affected by the project for the past three (3) **full** years projected through three (3) **full** years beyond project completion; and

**(5) If the proposal is for a new skilled nursing or intermediate care facility, provide the percentage of the admissions that would be Medicaid eligible on the first day of admission or become Medicaid eligible within ninety (90) days of admission.**

**(6) If the proposal is to add new long-term beds to an existing skilled nursing or intermediate care facility, provide the percentage of the admissions that is Medicaid eligible on the first day of admission or becomes Medicaid eligible within ninety (90) days of admission.**

[(5)] **(7)** The following forms cited in this rule are incorporated by reference and published by the Certificate of Need Program (CONP), October 1, 2009, and may be downloaded from [<http://www.dhss.mo.gov/CON/Forms.html>, *obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570*] **<http://health.mo.gov/information/boards/certificateofneed/forms.php>, obtained by emailing a written request to [CONP@health.mo.gov](mailto:CONP@health.mo.gov)**, or acquired in person at the CONP Office, 3418 Knipp Drive, **Suite F**, Jefferson City, Missouri, **65102** (573) 751-6403. This rule does not include any later amendments or additions.

(B) RS Means Cost Data [*Percentile Limit Total New Construction Project Costs*] (Form MO 580-1866).

*AUTHORITY: section 197.320, RSMo 2000.\* Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. Amended: Filed Oct. 19, 1999, effective April 30, 2000. Emergency rescission and rule filed Dec. 14, 2001, effective Jan. 1, 2002, expired June 29, 2002. Rescinded and readopted: Filed Dec. 14, 2001, effective June 30, 2002. Emergency amendment filed Aug. 14, 2006, effective Aug. 28, 2006, expired Feb. 23, 2007. Amended: Filed Aug. 14, 2006, effective March 30, 2007. Amended: Filed Oct. 1, 2010, effective May 30, 2011. Amended: Filed August 9, 2019.*

*\*Original authority: 197.320, RSMo 1979, amended 1993, 1995, 1999.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at [CONP@health.mo.gov](mailto:CONP@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*