Supporting Statement for Medicaid Disproportionate Share Hospital (DSH)
Annual Reporting Requirements
CMS-R-266 (OMB 0938-0746)

A.   Background
The attached notice provides for a collection of hospital specific DSH payment
information as required by section 1923(j)(1) of the Social Security Act (the Act). The
collection of data will be submitted to CMS on an annual basis by each State.

B.   Justification

1. Need and Legal Basis
The authorization for the DSH information collection is from Section 1001 of the
Medicare Modernization Act.

Section 1923(j)(1) of the Act requires States to submit an annual report that includes the
following:
   • Identification of each DSH that received a DSH payment under the State's
     Medicaid program in the preceding fiscal year and the amount of DSH payments
     paid to that hospital in the same year.
   • Such other information as the Secretary determines necessary to ensure the
     appropriateness of DSH payments.

2. Information Users
This information will be used by CMS and Congress to assess the utilization of the
disproportionate share hospital program dollars.

3. Use of Information Technology
CMS recommends the State use a standard software spreadsheet package to compile
the information before submitting the information to the regional offices.

4. Duplication of Efforts
This information collection does not duplicate any other effort and the information
cannot be obtained from any other source.

5. Small Businesses
These requirements do not affect small businesses.

6. Less Frequent Collection
Failure of the State to submit this information will result in the State being out of
compliance with section 1923(j)(1) of the Social Security Act.

7. Special Circumstances
There are no special circumstances regarding the collection of this information.

8. Federal Register Notice/Outside Consultation:
A final rule published on January 21, 2011 (76 FR 3909). No comments were received.

9. Payment/Gift To Respondent.
There is no payment/gift to respondent.

10. Confidentiality
The information submitted by a State is not of a proprietary nature. This information
will be made available to the public.

11. Sensitive Questions
Questions of a sensitive nature are not being asked.

12. Burden Estimate (Total Hours & Wages)

Hours

The information submitted by each State is required annually, beginning at the end of the
first quarter of the fiscal year following the reporting period. It requires a submission of
hospital specific payment data related to the disproportionate share hospital program.
The submission of this data in an electronic spreadsheet format will take each State
approximately 38 hours. At 38 hours per State the total number of hours will be
approximately 1,976 hours for all 52 States.

Wages

Wage levels would vary depending on the level of staff utilized by individual States, but
estimating this expense at $15.00 per hour, $15.00 X 38 hours equals $570.00 per state or
$29,640 total.

13. Capital Costs
There should be no capital costs related to the collection of this data.

14. Cost to Federal Government
The information submitted by each State will be compiled and evaluated by an
employee/contractor of the Federal government. The approximate amount of staff time
utilized will be one half hour per State submission which will total 26 hours per annum
staff time. Wage levels would approximate $33.00 an hour, costing the government
$828.00 per annum to compile and evaluate this data.

15. Changes to Burden
There are no changes.

16. Publication/Tabulation Dates
CMS is requesting the information be tabulated and submitted to the regional offices by
the end of the first quarter of the Federal fiscal year following the reporting year.

17. Expiration Date
This information does not lend itself to an expiration date.

18. Certification Statement
There are no exceptions to the certification statement.

C.   Collection of Information Employing Statistical Methods
N/A. This collection does not employ statistical methods.