

CMS Manual System	Department of Health & Human Services (DHHS)
Pub 100-04 Medicare Claims Processing	Centers for Medicare & Medicaid Services (CMS)
Transmittal 12759	Date: August 2, 2024
	Change Request 13707

SUBJECT: Update to Hospice Payment Rates, Hospice Cap, Hospice Wage Index and Hospice Pricer for Fiscal Year (FY) 2025

I. SUMMARY OF CHANGES: The purpose of this Change Request (CR) is to update the hospice payment rates, hospice wage index, and Pricer for FY 2025. The CR also updates the FY 2025 hospice aggregate cap amount. These updates apply to Publication (Pub) 100-04, Chapter 11, section 30.2.

EFFECTIVE DATE: October 1, 2024

**Unless otherwise specified, the effective date is the date of service.*

IMPLEMENTATION DATE: October 7, 2024

Disclaimer for manual changes only: The revision date and transmittal number apply only to red italicized material. Any other material was previously published and remains unchanged. However, if this revision contains a table of contents, you will receive the new/revised information only, and not the entire table of contents.

II. CHANGES IN MANUAL INSTRUCTIONS: (N/A if manual is not updated)

R=REVISED, N=NEW, D=DELETED-Only One Per Row.

R/N/D	CHAPTER / SECTION / SUBSECTION / TITLE
N/A	N/A

III. FUNDING:

For Medicare Administrative Contractors (MACs):

The Medicare Administrative Contractor is hereby advised that this constitutes technical direction as defined in your contract. CMS does not construe this as a change to the MAC Statement of Work. The contractor is not obligated to incur costs in excess of the amounts allotted in your contract unless and until specifically authorized by the Contracting Officer. If the contractor considers anything provided, as described above, to be outside the current scope of work, the contractor shall withhold performance on the part(s) in question and immediately notify the Contracting Officer, in writing or by e-mail, and request formal directions regarding continued performance requirements.

IV. ATTACHMENTS:

Recurring Update Notification

Attachment - Recurring Update Notification

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II. GENERAL INFORMATION

A. Background:

Payment rates for hospice care, the hospice cap amount, and the hospice wage index are updated annually.

The law governing payment for hospice care requires annual updates to the hospice payment rates. Payment rates are updated annually according to section 1814(i)(1)(C)(ii)(VII) of the Social Security Act ("the Act"), which requires CMS to use the inpatient hospital market basket, adjusted for Multifactor Productivity (MFP) and other adjustments as specified in the Act, to determine the hospice payment update percentage.

The hospice cap amount is updated annually in accordance with § 1814(i)(2)(B) of the Act and provides for an increase (or decrease) in the hospice cap amount. For accounting years that end after September 30, 2016 and before October 1, 2025, the hospice cap is updated by the hospice payment update percentage. After FY 2025, the annual update to the cap amount would have reverted to the original methodology that updates the cap amount by the Consumer Price Index (CPI). The FY 2022 hospice final rule finalized the extension of the current calculation (i.e., hospital market basket reduced for multifactor productivity instead of the consumer price index) for updating the hospice cap amount through FY 2030 in accordance with division CC section 404 of the Consolidated Appropriations Act of 2021. This provision was extended through FY 2031 in accordance with Division P, section 312 of the Consolidated Appropriations Act, 2022 (CAA, 2022) (Pub. L. 117–103) which amended section 1814(i)(2)(B) of the Act and Division FF, section 4162 of the Consolidated Appropriations Act, 2023 (CAA, 2023) (Pub. L. 118–328) amended section 1814(i)(2)(B) of the Act and extended the provision through FY 2032. Furthermore, Division G, Section 308 of the Consolidated Appropriations Act of 2024 (CAA, 2024) (Pub. L. 118–42) extends this provision to October 1, 2033. Before the enactment of this provision, the hospice cap update was set to revert to the original methodology of updating the annual cap amount by the CPI-U beginning on October 1, 2032. Therefore, in the FY 2025 hospice final rule, we finalized that for accounting years that end after September 30, 2016 and before October 1, 2033, the hospice cap amount is updated by the hospice payment update percentage rather than the CPI-U.

The hospice wage index is used to adjust payment rates to reflect local differences in wages. The hospice wage index is updated annually as discussed in hospice rulemaking.

Section 3004 of the Affordable Care Act (ACA) amended the Act to authorize a quality reporting program for hospices. Section 1814(i)(5)(A)(i) of the Act was amended by section 407(b) of Division CC, Title IV of

the CAA, 2021 (Pub. L. 116–260) to change the payment reduction for failing to meet hospice quality reporting requirements from 2 to 4 percentage points. Specifically, the Act requires that, beginning with FY 2014 through FY 2023, the Secretary shall reduce the market basket update by 2 percentage points and beginning with the FY 2024 APU and for each subsequent year, the Secretary shall reduce the market basket update by 4 percentage points for any hospice that does not comply with the quality data submission requirements for that FY.

B. Policy:

FY 2025 Hospice Payment Rates

The hospice payment update percentage for Fiscal Year (FY) 2025 is based on the inpatient hospital market basket update of 3.4 percent. Due to the requirements at sections 1886(b)(3)(B)(xi)(II) and 1814(i)(1)(C)(v) of the Act, the inpatient hospital market basket update for FY 2025 of 3.4 percent must be reduced by a multifactor productivity (MFP) adjustment as mandated by Affordable Care Act (currently estimated to be 0.5 percentage point for FY 2025). In effect, the hospice payment update percentage for FY 2025 is 2.9 percent.

The final FY 2025 rates for hospices that do not submit the required quality data would be updated by the FY 2025 hospice payment update percentage of 2.9 minus 4 percentage points which results in an update of -1.1 percent.

The FY 2025 hospice payment rates are effective for care and services furnished on or after October 1, 2024, through September 30, 2025. The hospice payment rates are discussed further in Pub. 100-04, Medicare Claims Processing Manual, Chapter 11, Processing Hospice Claims, section 30.2.

The FY 2025 hospice payment rates are shown in Tables 1 and 2 of the attachment.

Hospice Inpatient and Aggregate Caps

In the FY 2016 Hospice Wage Index and Payment Rate Update final rule (80 FR 47142), we finalized aligning the cap accounting year, for both the inpatient cap and the hospice aggregate cap, with the federal FY beginning in 2017. Therefore, the 2025 cap year will start on October 1, 2024 and end on September 30, 2025.

Division G, Section 308 of the Consolidated Appropriations Act of 2024 (CAA, 2024) (Pub. L. 118–42) amended section 1814(i)(2)(B) of the Act and extended the provision that currently mandates the hospice cap be updated by the hospice payment update percentage (hospital market basket update percentage increase reduced by the multifactor productivity adjustment), rather than the CPI-U for accounting years that end after September 30, 2016 and before October 1, 2033. Before the enactment of this provision, the hospice cap update was set to revert to the original methodology of updating the annual cap amount by the CPI-U beginning on October 1, 2032.

For the inpatient cap for the 2025 cap year, we will calculate the percentage of all hospice days that were provided as inpatient days (GIP care and Respite care) from October 1, 2024 through September 30, 2025.

The hospice cap amount for the 2025 cap year is equal to the FY 2024 cap amount (\$33,494.01) updated by the FY 2025 hospice payment update percentage of 2.9 percent. As such, the FY 2025 cap amount is \$34,465.34.

Hospice Wage Index

The FY 2023 Hospice final rule finalized the application of a permanent 5-percent cap on any decrease to a geographic area's wage index from its wage index in the prior year, regardless of the circumstances causing the decline beginning in FY 2023. That is, we finalized that a geographic area's wage index for FY 2023 would not be less than 95 percent of its final wage index for FY 2022, regardless of whether the geographic area is part of an updated CBSA, and that for subsequent years, a geographic area's wage index would not be less than 95 percent of its wage index calculated in the prior FY.

On July 21, 2023, OMB issued Bulletin No. 23-01, which establishes revised delineations for the MSAs, Micropolitan Statistical Areas, Combined Statistical Areas, and Metropolitan Divisions, collectively referred to as Core Based Statistical Areas (CBSAs) and guidance on uses of the delineation in these areas. These revisions will be incorporated into the hospice wage index for FY 2025.

For FY 2025 as a transition to help mitigate any significant negative impacts that hospices may experience due to the adoption of the revised OMB delineations, the permanent 5-percent cap on decreases will be calculated on the county level as well as the CBSA level, so that individual counties moving to a new delineation would not experience more than a 5 percent decrease in wage index from the previous fiscal year. Due to the way that we calculate the 5-percent cap for counties that experience an OMB designation change, some CBSAs and statewide rural areas could have more than one wage index value because of the potential for their constituent counties to have different wage index values as a result of application of the 5-percent cap. Specifically, some counties that change OMB designations would have a wage index value that is different than the wage index value assigned to the other constituent counties that make up the CBSA or statewide rural area that they are moving into because of the application of the 5-percent cap. However, for hospice claims processing, each CBSA or statewide rural area can have only one wage index value assigned to that CBSA or statewide rural area. Therefore, hospices that serve beneficiaries in a county that receives the cap will need to use a number other than the CBSA or statewide rural area number to identify the county's appropriate wage index value for hospice claims in FY 2025. Beginning in FY 2025, counties that have a different wage index value than the CBSA or rural area into which they are designated after the application of the 5-percent cap will use a wage index transition code. These special codes are five digits in length and begin with "50." The 50xxx wage index transition codes would be used only in specific counties; counties located in CBSAs and rural areas that do not correspond to a different transition wage index value will still use the CBSA number.

These counties are listed in Table 3 (attached). These special 50xxx codes are also shown in the last column of the FY 2025 hospice wage index file located at <https://www.cms.gov/medicare/payment/fee-for-service-providers/hospice/hospice-wage-index>.

The revised payment rates and wage index will be incorporated in the Hospice Pricer and forwarded to the Medicare contractors. The wage index will **not** be published in the Federal Register but will be available on the CMS website at <http://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/Hospice/index.html>.

Hospice Labor Shares

The FY 2022 Hospice final rule revised the labor shares used to wage-adjust hospice payments for each level of care. The revised labor share for Routine Home Care is 66.00 percent and corresponding the non-labor share is 34.00 percent. The revised labor share for Continuous Home Care is 75.20 percent and the corresponding non-labor share is 24.80 percent. The revised labor share for Inpatient Respite Care is 61.00 percent and the corresponding non-labor share is 39.00 percent. The revised labor share for General Inpatient Care is 63.50 percent and the corresponding non-labor share is 36.50 percent.

III. BUSINESS REQUIREMENTS TABLE

"Shall" denotes a mandatory requirement, and "should" denotes an optional requirement.

Number	Requirement	Responsibility										
		A/B MAC			D M E	Shared- System Maintainers				Other		
		A	B	H H H		M A C	F I S S	M C S	V M S		C W F	
13707.1	Medicare systems shall apply the FY 2025 rates for claims with dates of service on or after October 1, 2024 through September 30, 2025.					X						Hospice Pricer
13707.2	Contractors shall access the Hospice PPS Pricer via the Cloud to pay fiscal year 2025 payment rates on claims with "Through" dates on or after October 1, 2024.			X								Hospice Pricer
13707.3	Medicare systems shall use a table of wage index values associated with Core Based Statistical Area (CBSA) codes or special 50xxx codes for FY 2025 hospice payment calculation.					X						Hospice Pricer
13707.3.1	The contractor shall instruct providers to submit the CBSA code or special 50xxx code, corresponding to the state and county where the hospice services were provided, on the hospice claim. The contractor shall instruct providers serving beneficiaries in areas where there is more than one unique CBSA due to the wage index cap policy, to use the special 50xxx codes to determine the appropriate code to report in place of the CBSA code.			X								
13707.3.2	The contractor shall accept CBSA codes in the 50xxxx range as valid when reported with value codes 61 or G8 on hospice claims.					X						
13707.4	Contractors shall calculate hospices' aggregate cap amounts for the FY 2025 cap year, starting on October 1, 2024 and ending on September 30, 2025, based on the cap amount of \$34,465.34.			X								

IV. PROVIDER EDUCATION TABLE

Number	Requirement	Responsibility				
		A/B MAC			D M E D I	C E D I
		A	B	H H H		
13707.5	Medicare Learning Network® (MLN): CMS will develop and release national provider education content and market it through the MLN Connects® newsletter shortly after we issue the CR. MACs shall link to relevant information on your website and follow IOM Pub. No. 100-09 Chapter 6, Section 50.2.4.1 for distributing the newsletter to providers. When you follow this manual section, you don't need to separately track and report MLN content releases. You may supplement with your local educational content after we release the newsletter.			X		

V. SUPPORTING INFORMATION

Section A: Recommendations and supporting information associated with listed requirements:

"Should" denotes a recommendation.

X-Ref Requirement Number	Recommendations or other supporting information:
	N/A

Section B: All other recommendations and supporting information:N/A

VI. CONTACTS

Post-Implementation Contact(s): Contact your Contracting Officer's Representative (COR).

VII. FUNDING

Section A: For Medicare Administrative Contractors (MACs):

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ATTACHMENTS: 2

Table 3: List of counties that must use 50xxx Codes for FY 2025 due to the 5- Percent Cap on Wage Index Decreases

FIPS Code	County Name	FY 2024 CBSA	FY 2024 CBSA Name	FY 2025 CBSA	FY 2025 CBSA NAME	Transition Code
01129	WASHINGTON	33660	Mobile, AL	99901	ALABAMA	50001
13171	LAMAR	12060	Atlanta-Sandy Springs-Alpharetta, GA	99911	GEORGIA	50002
15005	KALAWAO	99912	HAWAII	27980	Kahului-Wailuku, HI	50003
16077	POWER	38540	Pocatello, ID	99913	IDAHO	50004
17183	VERMILION	19180	Danville, IL	99914	ILLINOIS	50005
18133	PUTNAM	26900	Indianapolis-Carmel-Anderson, IN	99915	INDIANA	50006
21101	HENDERSON	21780	Evansville, IN-KY	99918	KENTUCKY	50007
24009	CALVERT	47894	Washington-Arlington-Alexandria, DC-VA-MD-WV	30500	Lexington Park, MD	50008
24047	WORCESTER	41540	Salisbury, MD-DE	99921	MARYLAND	50009
25011	FRANKLIN	44140	Springfield, MA	99922	MASSACHUSETTS	50010
26155	SHIAWASSEE	29620	Lansing-East Lansing, MI	99923	MICHIGAN	50011
27075	LAKE	20260	Duluth, MN-WI	99924	MINNESOTA	50012
27133	ROCK	99924	MINNESOTA	43620	Sioux Falls, SD-MN	50013
32019	LYON	99929	NEVADA	39900	Reno, NV	50014
34009	CAPE MAY	36140	Ocean City, NJ	12100	Atlantic City-Hammonton, NJ	50015
36123	YATES	40380	Rochester, NY	99933	NEW YORK	50016
37077	GRANVILLE	20500	Durham-Chapel Hill, NC	99934	NORTH CAROLINA	50017
37087	HAYWOOD	11700	Asheville, NC	99934	NORTH	50018

					CAROLINA	
39123	OTTAWA	45780	Toledo, OH	41780	Sandusky, OH	50019
42103	PIKE	35084	Newark, NJ-PA	99939	PENNSYLVANIA	50020
51113	MADISON	47894	Washington-Arlington-Alexandria, DC-VA-MD-WV	99949	VIRGINIA	50021
51175	SOUTHAMPTON	47260	Virginia Beach-Norfolk-Newport News, VA-NC	99949	VIRGINIA	50022
51620	FRANKLIN CITY	47260	Virginia Beach-Norfolk-Newport News, VA-NC	99949	VIRGINIA	50022
54057	MINERAL	19060	Cumberland, MD-WV	99951	WEST VIRGINIA	50023
72001	ADJUNTAS	38660	Ponce, PR	99940	PUERTO RICO	50024
72023	CABO ROJO	41900	San Germán, PR	32420	Mayagüez, PR	50025
72055	GUANICA	49500	Yauco, PR	99940	PUERTO RICO	50026
72059	GUAYANILLA	49500	Yauco, PR	38660	Ponce, PR	50027
72079	LAJAS	41900	San Germán, PR	32420	Mayagüez, PR	50025
72081	LARES	10380	Aguadilla-Isabela, PR	99940	PUERTO RICO	50028
72083	LAS MARIAS	32420	Mayagüez, PR	99940	PUERTO RICO	50029
72111	PENUELAS	49500	Yauco, PR	38660	Ponce, PR	50027
72121	SABANA GRANDE	41900	San Germán, PR	32420	Mayagüez, PR	50025
72125	SAN GERMAN	41900	San Germán, PR	32420	Mayagüez, PR	50025
72141	UTUADO	10380	Aguadilla-Isabela, PR	99940	PUERTO RICO	50028
72153	YAUCO	49500	Yauco, PR	38660	Ponce, PR	50027

Table 1: FY 2025 Hospice Payment Rates for Hospices that Submit the Required Quality Data

Code	Do Submit Quality	FY 2025 payment rates	Labor Share	Non- Labor Share
651	Routine Home Care (days 1-60)	\$224.62	\$148.25	\$76.37
651	Routine Home Care (days 61+)	\$176.92	\$116.77	\$60.15
652	Continuous Home Care Full Rate = 24 hours of care. (\$67.44 per hour)	\$1,618.59	\$1,217.18	\$401.41
655	Inpatient Respite Care	\$518.78	\$316.46	\$202.32
656	General Inpatient Care	\$1,170.04	\$742.98	\$427.06

Table 2: FY 2025 Hospice Payment Rates for Hospices that DO NOT Submit the Required Quality Data

Code	Do not Submit Quality	FY 2025 payment rates	Labor Share	Non-Labor Share
651	Routine Home Care (days 1-60)	\$215.88	\$142.48	\$73.40
651	Routine Home Care (days 61+)	\$170.05	\$112.23	\$57.82
652	Continuous Home Care Full Rate = 24 hours of care. (\$64.82 per hour)	\$1,555.67	\$1,169.86	\$385.81
655	Inpatient Respite Care	\$498.61	\$304.15	\$194.46
656	General Inpatient Care	\$1,124.56	\$714.10	\$410.46

