
EMERGENCY RULE

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 10 – Office of the Director
Chapter 3 – General and Family Physician Loan and Training Programs

EMERGENCY RULE

19 CSR 10-3.050 Graduate Medical Education Grant Program

PURPOSE: This rule establishes guidelines for implementing the Graduate Medical Education Grant Program.

*EMERGENCY STATEMENT: This emergency rule informs Missouri Graduate Medical Education (GME) programs of the application process and requirements for participation in the GME Grant Program. This program was established in section 191.592, RSMo, effective July 6, 2023. Through this program and its appropriations, the Department of Health and Senior Services will award grants to eligible entities for the purpose of establishing and funding new general primary care and psychiatry medical residency positions in this state. Missouri currently faces a shortage of health care professionals, including general primary care doctors and psychiatrists. This is due, in part, to a shortage of medical residency slots in Missouri. Because there are fewer residency slots available within Missouri than there are doctors educated at Missouri medical schools, several of these doctors (at least 35%) have to leave Missouri to obtain their graduate medical education. Data from the Association of American Medical Colleges shows that more than half of physicians that obtain their medical school and graduate medical education in the same state will remain in that state after they complete their graduate medical education. To keep more physicians in Missouri after they complete their medical school education, Missouri needs more medical residency slots. These slots are expensive to create, with the number one barrier to residency programs being financing. Through this rule and the funds appropriated to the Department of Health and Senior Services for the GME Grant Program, the Department will be able to fund several new slots for residents beginning their residency programs in summer 2024. An emergency rule is required to ensure graduate medical education programs have ample notice of the requirements to participate in this program, secure needed accreditations, and submit applications to the Department before the applications are due in November 2023. This emergency rule is necessary to protect the public health. As a result, the Department of Health and Senior Services finds a compelling governmental interest, which requires this emergency action. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the **Missouri and United States Constitutions**. The Department of Health and Senior Services believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed September 1, 2023, becomes effective September 18, 2023, and expires March 15, 2024.*

(1) The following definitions shall be used in the interpretation and enforcement of this rule:

(A) “Academic year” is the time period between July 1 to June 30 of the following year.

(B) “Agreement period” or “grant agreement period” is the thirty seven (37) months, regardless of the length of residency, reflecting the three (3)-consecutive-year period of performance, during which first-year residents funded by this program start their residency plus a one (1) month period

before residents begin during which funding is received.

(C) “Applicant” is an eligible entity applying for a Graduate Medical Education (GME) Program’s Notice of Grant Opportunity (NGO) that meets the specific eligibility requirements set forth in this rule.

(D) “Commitment” or “commitment period” or “grant commitment period” is the duration during which the grantee is expected to fulfill the obligations and deliverables specified in the GME NGO and this rule correlating with the signed grant agreement. This includes the grant agreement period, plus the remaining years for the funded first-year residents to finish their residency, plus two (2) additional months to submit the final report.

1. For residencies of three (3) years duration, this period is five (5) years and three (3) months.

2. For residencies of four (4) years duration, this period is six (6) years and three (3) months.

(E) “Department” is the Missouri Department of Health and Senior Services.

(F) “Designated institutional official” is the representative from the sponsoring institution who collaborates with their internal graduate medical education committee to ensure the sponsoring institution’s and its program’s substantial compliance with the applicable Accreditation Council for Graduate Medical Education (ACGME) institutional, common, and specialty-specific program requirements.

(G) “Eligible entity” is an entity that operates a physician medical residency program in Missouri and is accredited by the ACGME.

(H) “General primary care and psychiatry” includes family medicine, general internal medicine, general pediatrics, general obstetrics and gynecology (Ob/Gyn), and psychiatry.

(I) “Graduate medical education” is the required training after graduating from medical school in order for a physician to be eligible for full licensure and board certification. This training includes medical residencies which can last three to four (3-4) years, depending on the specialty.

(J) “Graduate Medical Education Grant Program” or “Grant Program” or “GME Grant Program” is the program established within the department to administer the Medical Residency Grant Program Fund, established by section 191.592, RSMo, to support additional medical residency position in existing Missouri medical residency programs.

(K) “Grant agreement” is the written instrument that sets forth the terms and conditions of participation in the Graduate Medical Education Grant Program, including all written and executed amendments thereto, between the Department and a grantee.

(L) “Grantee” is an applicant whose application to the Graduate Medical Education Program was selected for funding by the Department according to the eligibility and selection criteria described in this rule and who has a grant agreement signed by both parties.

(M) “Health Professional Shortage Area” or “HPSA” is a geographic area, population group, or health care facility that has been designated by the Health Resources and Services Administration (HRSA) as having a shortage of healthcare professionals. There are three categories of HPSAs: primary care, dental health, and mental health. Primary care and mental health are the only relevant HPSAs for the purposes of this rule. HPSA data is available at: <https://data.hrsa.gov/tools/shortage-area/hpsa-find>

(N) “Match” is the National Resident Matching Program. This is the process by which residency programs rank their preferred candidates, residency applicants rank their preferred programs, and a one-to-one (1-to-1) match is generated.

EMERGENCY RULE

(O) “Medical residency program” or “residency program” are those in the general primary care and psychiatry specialties for the purposes of this rule.

(P) “Residency positions” or “positions” or “residency slots” or “slots” refers to the number of residents in a specific medical residency program. This number requires approval from ACGME. These terms are often specified in reference to either the entire multiyear residency program or to a particular post-graduate year (PGY).

1. “Expanded slots” or “awarded slots” or “assigned slots” refer to the additional slots added through the grant program as described in this rule.

(Q) “Resident” is a physician in an accredited graduate medical education program.

(R) “Rural” refers to those counties in Missouri that have less than one hundred fifty (150) people per square mile and does not contain any part of a central city in a Metropolitan Statistical Area.

(S) “Sponsoring institution” is the organization that assumes the financial and academic responsibility for a residency program of GME. The sponsoring institution has the primary purpose of providing educational programs and/or health care services.

(2) The following acronyms shall be used in the interpretation and enforcement of this rule:

(A) ACGME – Accreditation Council for Graduate Medical Education. This is the accreditation agency for all medical residencies in the United States.

(B) AHEC – Area Health Education Center

(C) CMS – Centers for Medicare & Medicaid Services

(D) FQHC – Federally Qualified Health Centers

(E) GME – Graduate Medical Education

(F) HPSA – Health Professional Shortage Area.

(G) NGO – Notice of Grant Opportunity

(H) NPI – National Provider Identification number

(I) NRMP – National Resident Matching Program

(J) PGY – Post-Graduate Year. This refers to the annual level of training during a multi-year residency program. PGY-1 refers to the first-year class of residents, PGY-2 refers to the second-year class of residents, etc.

(K) SOAP – Supplemental Offer and Acceptance Program. This is the process by which the residency applicants and residency programs without a match scramble to find mutually agreeable placements. This was once referred to as, “The Scramble”.

(3) Communication.

(A) All inquiries during the application process and after selections are made shall be directed to the primary point of contact as noted in the NGO and grant agreement.

(B) Applicants are required to maintain and provide to the Department, upon application, a current and valid email address for electronic communication with the Department.

(4) Grant Award Parameters

(A) Available Funding and Grant Award Amounts.

1. The GME Grant Program is subject to appropriations to the Department to provide grant awards to support increased residency slots. The maximum number of residency-position awards is contingent upon the amount appropriation available.

2. The grant cannot supplant existing funds for existing residency positions. The grant funds are only for newly added accredited residency positions to support new residents through the completion of their multiyear residencies.

3. The maximum grant award per resident per training year shall be specified in the NGO and is subject to appropriations. The Department may increase the award amount if funds are not completely allocated.

4. Funding is awarded for the number of approved residency slots for three (3) years of consecutive incoming first-year residents to finish the entirety of their residency training.

5. A sponsoring institution may request awards for multiple qualified residency position in one or more eligible specialties, but each residency program corresponding to each of those different specialties shall submit their own application.

6. Eligible specialties will be specified in the NGO and are subject to appropriation in that the Department may not have appropriation authority in certain years to award grant funds for residency programs in all general primary care and psychiatry specialties.

(B) Timing of Grant Agreement Period, Grant Commitment Period, and Payment

1. The Grant Agreement Period is three (3) years and one (1) month for all grantees, regardless of the length of the residency training. Three (3) consecutive years of incoming first-year resident would be funded in an amount corresponding to the entire duration of their multiyear training, subject to appropriations.

2. The duration of the Grant Commitment Period includes the sum of:

A. The Grant Agreement Period (three (3) years and one (1) month), plus

B. The remaining years needed for the residents who matriculated under this funding to finish their residency, plus

C. An additional two (2) months at the end for final reporting.

3. The Department shall provide funding to grantees annually in June, prior to the start of the incoming first-year class, in an amount corresponding to the entire duration of the multiyear training for the expanded slots filled by those first-year residents.

A. This payment will occur for three (3) consecutive years, to cover three (3) consecutive incoming classes of first year residents into the approved number of expanded residency slots. The award amount will be disbursed upfront, upon selection of the awardees and execution of the contracts, for the total amount for all three (3) or four (4) years, up to the maximum allowable amount per resident for all three (3) or four (4) years. Payment is subject to:

(i) Appropriations, and

(ii) Grant agreement expectations and deliverables met satisfactorily, at the sole judgment of the Department.

(C) Allowable / Unallowable Costs

1. Allowable costs, in order of priority, include:

A. Direct graduate medical education costs, including:

(i) Resident salary;

(ii) Resident fringe benefits;

(iii) Resident malpractice insurance, licenses, and other required fees; and

(iv) Salaries and benefits for faculty and program staff directly attributable to resident education.

B. Indirect costs of graduate medical education necessary to meet the standards of the ACGME.

2. Unallowable Costs include:

A. Capital improvements;

B. Consultant fees;

C. Sub-contracts;

D. Planning activities;

E. Supplanting or replacing existing funds from other

EMERGENCY RULE

sources, including local, state, or federal resources, for the same purpose; and

F. Alcohol.

3. Costs not specifically mentioned in the original budget submission shall be submitted to the Department for prior approval before being expended.

(D) Sustainability of the Expanded Residency Slots

1. Future sustainability of the expanded residency slots is the responsibility of the medical residency program and/or sponsoring institution.

2. Subject to appropriations and timely receipt of all grant agreement deliverables, current grantees will be able to submit a new application any year to request additional residency slots beyond the initial number of expanded residency slots.

(E) Cost Sharing. Applicants must agree to provide additional funds or in-kind resources as needed beyond the annual GME Grant Program award to supplement the newly created residency positions according to the requirements of ACGME accreditation.

(5) Eligibility and Selection.

(A) An eligible applicant is an ACGME accredited, Missouri:

1. GME program which intends to increase and fill ACGME-approved medical residency positions during the grant commitment period; or

2. Sponsoring institution (hospital, medical school, or consortium) that sponsors and maintains primary organizational and financial responsibility for a Missouri GME program which intends to increase and fill ACGME-approved medical residency positions during the grant commitment period.

(B) Mandatory Award Selection Criteria

1. Applicant shall be an established ACGME-accredited residency program, located in the state of Missouri, requesting funding to increase the number of residents in their program.

2. Only those residency program specialties appropriated funding, as specified in the NGO, shall be considered.

3. Number of residency slots.

A. Residency programs need to demonstrate that they are currently utilizing 100% of their maximal allocated federal Medicare GME funding for current residency slots.

B. Residency programs need to demonstrate that they have ACGME-accreditation for the additional residency slots they are requesting or have a pending request before the ACGME for a complement increase. The department may specify time periods within the NGO for when such requests must have been submitted to the ACGME and when proof of approval of such requests must be submitted to the Department to verify eligibility.

4. Residency programs must demonstrate the ability to cover the remaining required costs to fund additional residency slots required to supplement the grant award amount.

5. Application for this grant opportunity includes the satisfactory completion and submission of all requested components.

6. One hundred percent (100%) of the registered slots for the residency program were filled during the most recent match cycle through both the National Resident Match Program and any additional placement of residents via the Supplemental Offer and Acceptance Program.

7. The residency program is required to have been in existence for at least five (5) years.

(C) Award Selection Criteria – Prioritization. The following criteria for award selection will be applied only if there are applications for more slots than funding available.

1. Ranking of Applicants. Selection priority will be given according to a point-based scoring system, adding up to one hundred (100) maximum points, as detailed in Exhibit 1 below.

2. Tiebreakers. If there are any scores tied for available slots, priority will be given in this order:

A. If there are two (2) or more OB/Gyn programs tied, priority will be given to the program(s) whose faculty also train family medicine residents in obstetrics.

B. If there are two (2) or more family medicine programs tied, priority will be given to the program(s) with the highest number of vaginal birth deliveries per resident before graduation.

C. If any other programs are tied, priority will be given to the program(s) whose location of the majority of their resident training during residency is rural.

D. If programs are still tied, then priority will be given to the program(s) whose location of the majority of their resident training during the entire duration of residency has the highest HPSA score.

E. After this algorithm, if there is still a tie between programs, a lottery will be used to determine preference.

3. Slot assignments.

A. Each awarded slot provides grant funding to cover of the duration of the residency for one resident, for three (3) consecutive years of incoming first-year residents, subject to annual appropriations and the program meeting grant requirements.

B. The process of assigning awarded slots is as follows:

(i) Once the residency program applicants are ranked by the selection criteria above, the expanded residency slots will be assigned in awards up to three (3) slots for each applicant, as funding allows.

(ii) The highest ranked applicant is eligible for the first three (3) slots.

(iii) If the applicant requested only one (1) or two (2) slots, then the applicant will be awarded the number of slots requested.

(iv) If the applicant requested four (4) or more slots, then the applicant will be awarded only three (3) slots, unless there are remaining slots available after all eligible applicants have been reviewed.

(v) The process continues with the next applicant with the next highest score, receiving the next three (3) slots, or fewer if the applicant requested fewer, until all slots are assigned.

(vi) In the event that there are remaining slots to fund, the applicants who requested more than three (3) slots will be considered for those remaining slots. The scores rendered from the processes described in (5)(C)1. and (5)(C)2. above will be utilized to rank the remaining applicants, and each applicant will receive all of their remaining slots requested, in order of highest ranking score, until available funding is depleted.

EMERGENCY RULE

Exhibit 1

Ranking of applicants: SELECTION PRIORITY will be given according to a point-based score, adding up to 100 maximum points, as follows:		
	Residency Program Attributes: (Note: these are used to rank program applicants; these are not prerequisites. If applicant does not meet the criteria for a category below it will result in zero points for that category.)	Points (max 100)
1	Average percentage of training time over the full course of residency that includes clinical work in rural counties. -At least 50% (for family medicine, internal medicine, pediatrics) or at least 30% (for Ob/Gyn and psychiatry) -Between 25-49% (for family medicine, internal medicine, pediatrics) or between 15-29% (for Ob/Gyn and psychiatry)	15, or 5
2	The HPSA score corresponding to the location where the majority of residency training takes place: -15 and above -Between 7-14 -Between 1 and 6 (For family medicine, internal medicine, pediatrics, and Ob/Gyn – use primary care HPSA scores. For psychiatry residency applications – use the mental health HPSA scores.)	25, or 15, or 10
3	Includes outpatient clinic training in a rural health clinic, federally qualified health center, AHEC, or outpatient family practice clinic in a rural county. -For a weekly continuity clinic throughout the entire duration of residency training program -For a weekly continuity clinic for at least one year, or at least 12 weeks of full-time outpatient clinic in one of these settings	15, or 10
4	Current medical residents with ties to Missouri -At least 50% graduated from high school in Missouri -At least 50% went to college or other graduate school in Missouri -At least 50% went to medical school in Missouri	5, and 5, and 5
5	Data from the previous 5 years of graduates of the residency program indicate that as of the current calendar year: -State: o At least 75% practice medicine within the state of Missouri, or o At least 67% practice medicine within the state of Missouri -Setting: o At least 70% practice medicine in a rural setting o 50-74% practice medicine in a rural setting o 30-49% practice medicine in a rural setting	15, or 10 15, or 10, or 5

(D) Selection Process.

1. Application Screening. The department will screen the applications to determine if they were submitted before or by the deadline specified in the timeline and if they adhere to the other grant program mandatory requirements. If there are more applicants meeting these requirements than funding available, then the selection prioritization criteria detailed above will be utilized.

2. Selection of Applicants for Awards.

A. The department shall evaluate applications which must demonstrate that the applicant will use grant funding to increase the number or accredited residency positions.

B. Priority will be applied to GME programs as described above.

C. The department shall select applications to be funded according to the criteria listed above.

D. Applicants must indicate how they intend to provide matching funds or in-kind resources to supplement funding

as needed to fully support the additional residency slots in line with ACGME accreditation standards.

(6) Timeline. The department may set deadlines for application submission; verification of award components, including but not limited to ACGME accreditation; and agreement execution. These deadlines shall be noted in the NGO.

(7) Application.

(A) Applicant. For the purposes of this regulation, the applicant refers to the eligible residency program or the institution sponsoring a specific residency program. If one institution is applying for expanded slots in multiple residency programs, then that institution will need to submit a separate application for each residency program.

(B) Submission instructions. Applicants shall only submit their applications electronically via the online platform as provided and designated by the department.

EMERGENCY RULE

1. The applicant is solely responsible for ensuring that the applicant's entire online application is completed by the deadline specified in the NGO. Applicant shall retain proof of timely submission.

2. The applicant may contact the department to verify receipt of their application. Confirmation of receiving the application is not an indication of a complete application or eligibility.

(C) Application Format and Components. Every application shall include the following components and the applicant shall provide documentation providing evidence for the requested items as outlined below.

1. Certification of the application information.

A. The application must be certified and submitted by an individual who is legally authorized to submit the application on behalf of the applicant.

B. Each medical residency application requires its own certification, even if a sponsoring organization has multiple medical residency programs applying for the grant.

2. General applicant information.

A. Name of sponsoring institution.

B. Sponsoring institution contact information, including the name, email, and phone number of the contact person responding to department correspondence.

C. Medical residency program for which funding is being requested.

D. List additional medical residency programs by the same sponsoring organization for which funding is separately being requested.

E. Letter of approval from current Chief Executive Officer or Designated Institutional Official.

3. Medical Residency Program Information. The following must be completed for each separate medical residency program for which funding is being requested and include all evidentiary documentation.

A. Medical Residency General Information.

(i) Name of eligible residency program.

(ii) Program specialty and length.

(iii) Location:

(a) Program main location address.

(b) Program main mailing address.

(c) County: List the county of the main program training location, and identify any additional teaching sites located in other counties for routine resident clinical training, if applicable. Identify the percentage of training time occurring at each site.

(iv) Current accreditation dates according to the ACGME.

(v) Start date for first-year residents starting in the next three calendar years.

(vi) Medical residency program director contact information.

(vii) Questions only for Ob/Gyn applicants:

(a) Do your residency program faculty also take time to train family medicine residents in OB?

(b) If yes, to what extent? Please describe the volume of this training.

(viii) Questions only for family medicine applicants:

(a) Does your program require and ensure forty (40) vaginal deliveries for all residents to graduate?

(b) If no, or if you wish to comment further, please provide data on your vaginal delivery rates for your residents prior to graduation.

B. Medical Residency Position Data.

(i) Number of new first-year positions requested via this GME Grant Program

(ii) Number of positions. Provide the following information for each post-graduate year (PGY) of your program and any comments you wish to provide:

(a) Number of first year residency slots posted in the match for the past three (3) to four (4) years, pertaining to each of these current classes of residents. Provide verification from NRMP.

(b) Number of current filled positions as of July 1 in the previous academic year.

(c) Maximal number of positions currently eligible for Medicare GME. Provide verification from Medicare/CMS.

(d) Number of positions currently funded by Medicare GME. Provide verification from Medicare/CMS.

(e) Number of positions approved by the ACGME prior to March of the application year. Provide verification from ACGME. If ACGME accreditation for number of slots is not disaggregated by PGY level, then provide the total number of approved positions for the entire program.

(f) Number of positions currently approved by the ACGME, if different than above. Provide verification from ACGME. If ACGME accreditation for number of slots is not disaggregated by PGY level, then provide the total number of approved positions for the entire program.

C. Residency Program Attributes – Clinical training

(i) Indicate the average percentage clinical training time for the entire residency program in the following locations. Provide the name, location, timing, and nature of the training exposure at these sites. Distinguish what is a block-rotation and/or what serves as a continuity clinic that meets approximately weekly and for how many months or years in duration.

(a) Rural county;

(b) Rural Health Clinic;

(c) Federally Qualified Health Center (FQHC);

(d) Outpatient community-based clinic in a rural setting; and

(e) Area Health Education Center (AHEC).

(ii) Provide documentation of the highest Health Professional Shortage Area (HPSA) score associated with any of the routine training sites for your residency.

(a) For primary care residencies, use the primary care HPSA score.

(b) For psychiatry residencies, use the mental health HPSA score.

D. Current Resident Data. Provide each of the following for current post-graduate years (PGY1, PGY2, PGY3, and PGY4 if applicable):

(i) Number and percentage of current residents who graduated from high school in Missouri;

(ii) Number and percentage of current residents who went to college (or other non-medical school graduate school) in Missouri; and

(iii) Number and percentage of current residents who attended medical school in Missouri.

E. Residency Graduate Outcomes. Provide each of the following for residents who graduated during the current calendar year and the previous four calendar years:

(i) Total number of residents who graduated;

(ii) Number of graduates who currently practice in the same field as their residency training;

(iii) Number of graduates who currently practice in Missouri;

(iv) Number of graduates who are currently practicing in a rural setting; and

(v) Number of graduates who are currently practicing in an underserved urban setting.

EMERGENCY RULE

F. Budget

(i) Each applicant shall include a detailed budget and budget narrative documenting utilization of grant funds for each year of the commitment period.

(a) The applicant shall develop a line-item budget for allowable costs for each year of the commitment period. The budget must indicate how applicants intend to provide out-of-pocket funds or in-kind resources to supplement the funding as needed to support the added residency slots in a manner consistent with ACGME standards.

(ii) The budget narrative shall include:

(a) Justification and calculations for each line item by year;

(b) Fringe benefits and malpractice insurance calculated separately as a percentage of salary;

(c) Brief descriptions and justifications for training expenses for faculty development;

(d) If providing stipends or honoraria for faculty, explain individual activities covered;

(e) For faculty travel, include the purpose;

(f) Information about other funding sources supporting the resident, including amounts per year and covered costs;

(g) Brief discussion about how the new residency positions will be sustained after the grant ends; and

(h) Address potential strategies to engage local and regional health systems, community-based organizations, employers, and other GME stakeholders in developing new physicians and approaches for encouraging new physicians to practice in underserved areas.

(iii) The budget shall demonstrate how the funds will be utilized, including amounts spent for each allowable grant fund expenditure over the grant commitment period.

(iv) Reports will be required each year detailing expenditures for which grant funds were used. Refunds for unallowable or unspent funds will be required.

G. Financial Viability. Provide a financial statement for the previous fiscal year for the existing medical residency program for which funding is being requested. Include a summary overview of amounts and sources of income and amounts and categories of expenses related to operation of the program.

3. Documentation of Eligible Residency Programs. Applications must include the following documentation for each program, in order to verify eligibility and to indicate that the residency program is not using grant funding to supplant any existing funding.

A. ACGME

(i) ACGME program identification number.

(ii) ACGME sponsoring institution identification number.

(iii) Documentation of current program's ACGME accreditation. Provide each program's and institution's most recent accreditation letter from the ACGME, listing current accreditation status, any citations or areas of concern, or quality improvement assignments or activities.

(iv) Provide evidence from ACGME of accreditation for the exact number of allowed residency positions in the residency program; itemize this by post-graduate year or, if not available, then by the total program.

(v) If applicable, provide evidence of applicant's request to and approval from ACGME for an increase in the number of residency positions, also itemized by PGY or, if not available, by the total program. If the complement request has not yet been approved, provide evidence of the applicant's submission for a complement on or prior to the deadline

specified in the NGO. Complement increase approval letters must be submitted to the Department by the date specified in the NGO for the program to be eligible for the GME grant program.

(vi) If the request and approval are for a temporary increase, provide a plan, including a timetable, for obtaining accreditor approval for a permanent increase in the number of program positions.

B. Match results from the past three (3) years. Provide verification for each of the following for Match Day of the current calendar year and the two (2) previous calendar years:

(i) Number of PGY1 slots submitted for NRMP;

(ii) Number of PGY1 slots matched via NRMP;

(iii) Number of unmatched PGY1 slots filled via SOAP;

(iv) Number of PGY1 slots filled outside of NRM/ SOAP; and

(v) Number of unfilled PGY1 slots after NRMP and SOAP.

C. Medicare GME Funding. Provide documented verification from Medicare/CMS of the maximal number of positions eligible for Medicare GME and the costs. Submit the most recent year of complete cost report data, including the following Medicare Cost Report Workbooks:

(i) Worksheet S-2 – Part I: Hospital and Hospital Health Care Complex Identification Data;

(ii) Worksheet S-2 – Part II: Hospital and Hospital Health Care Complex Reimbursement Questionnaire;

(iii) Worksheet A – Reclassification and Adjustment of Trial Balance of Expenses;

(iv) Worksheet B – Part I: Cost Allocation – General Service Costs

(v) Worksheet E – Part A: Calculation of Reimbursement Settlement – Inpatient PPS

(vi) Worksheet E-4: Direct Graduate Medical Education (GME) & ESRD Outpatient Direct Medical Education Costs

(vii) Worksheet L: Calculation of Capital Payment

(8) Distribution of Grant Funds

(A) Verification of Filled Positions.

1. To qualify for distribution of awarded funds, the grantee must submit verification to the department annually that they have filled the new residency positions by the date(s) specified in the NGO.

2. If a grantee fails to verify to the department that they filled the awarded residency positions, then the grantee shall forfeit the award for any unverified positions.

3. If a grantee verifies to the department that they filled an awarded residency position, but the resident resigns, is terminated or otherwise fails to remain qualified prior to completion of the program, the grantee will not forfeit that slot in subsequent years of the agreement period.

(B) Funds Distribution.

1. Payments. Grantees must follow any instructions specified in the NGO for registering as a vendor with the State of Missouri prior to any payments becoming due.

2. Retraction or Reduction of Payments. The department is not bound by any award estimates in the NGO. After making a finding that a grantee has failed to perform or failed to conform to grant conditions, the department may retract the grant amount for the grantee. This retraction shall be prorated in relation to the earliest date for which there is evidence that the grantee failed to perform or conform to grant conditions as specified in the NGO. If that date is the start of the grant commitment period, then the entire grant award shall be retracted. If funds have been disbursed, the grantee shall issue reimbursement to the department.

EMERGENCY RULE

3. Grantees shall return any unexpended balance of the award at the end of the grant commitment period to the department.

4. Return of Prorated Funds.

A. If the grantee is awarded funding for a residency position, but fails to fill the residency position, the grantee is required to return the funds awarded for that slot for that academic year.

B. If the grantee is awarded funding for a residency position and fills the residency position for any portion of the academic year, the grantee will not be required to return the funds awarded for that slot for the academic year or for the following academic year if the following academic year is the third year of a three (3) year residency program or the fourth year of a four (4) year residency program.

(9) Reporting Requirements.

(A) Grantee shall submit reports to the department by the deadlines set and in the format specified in the NGO or as communicated to the Grantee by the department.

(B) Annual Program Report. Grantees shall submit an annual report to the department. The report will include, but not be limited to:

1. Current residents:

A. Number of total residents in the program, by post-graduate year;

B. Number of resident slots funded by the GME Grant Program, by post-graduate year;

C. Were there any residents in the class(es) funded by the GME Grant Program who left the program as of the date of the report? If yes, enumerate and explain.

D. Registry of all current residents of all years in training, organized by post-graduate year, including:

(i) Resident name;

(ii) Post-graduate year;

(iii) NPI;

(iv) Physician license number;

(v) Resident age;

(vi) Resident gender;

(vii) Resident race;

(viii) Resident trainee;

(ix) Attended high school in Missouri (yes/no)

(x) Attended college or any other non-medical school graduate training in Missouri (yes/no);

(xi) Graduated from a Missouri medical school (yes/no); and

(xii) Passed Step 3 exam (yes/no).

E. Curriculum/training over the entire course of residency, including:

(i) Training site name;

(ii) Training site street address;

(iii) Training site city;

(iv) Training site state;

(v) Training site zip code;

(vi) Training site percent training time;

(vii) Rural county (yes/no);

(viii) Training site type (FQHC, rural health center, AHEC, outpatient community-based clinic in a rural setting, hospital); and

(ix) HPSA score (if psychiatry residency program, use mental health HPSA score; other residency programs, use primary care HPSA score).

F. Residency graduate outcomes during calendar year of report and four (4) previous calendar years:

(i) Total number of residents who graduated;

(ii) Number of graduates who currently practice in

the same field as their residency training;

(iii) Number of graduates who currently practice in Missouri;

(iv) Number of graduates who are currently practicing in a rural setting; and

(v) Number of graduates who are currently practicing in an underserved urban setting.

(C) Financial Deliverables.

1. Annual Financial Report. Grantees shall submit financial reports to the department annually or when otherwise requested by the department. This report shall detail the:

A. Amount received from this funding opportunity;

B. Actual expenditures for the grand duration by purpose and amount;

C. Remaining projected expenditures;

D. Unexpended balance of the GME Grant Program funds as of the date specified by the department;

E. Amount owed back to the department, if applicable;

F. Total cost for the additionally funded residence positions;

G. Grantee's out of pocket expense; and

H. Total amount of funding from all sources.

2. Each financial report shall include a statement of certification by the program director or authorized representative of the sponsoring institution.

(D) Final Program Report. A final program report will be due by August 31st in the last year of the Grant Commitment Period. This report will include similar content to the annual reports, but with outcome information limited to those residents funded by the GME grant program, including where the residents have or will be establishing practice, whether located in an underserved area, whether they remained in the prioritized specialty previously reported. This will also include a final financial report containing the same information as the annual financial report.

(E) Delinquent Reports. Medical residency programs with any required reports deemed to be delinquent may be ineligible for funding for the remainder of the Grant Agreement Period or for participation in future funding cycles or expansion of this grant program.

(10) Additional Contractual Requirements. In order to receive funding under this grant program, grantees shall agree to abide by all contract terms and conditions as set forth in the grant agreement.

*AUTHORITY: section 191.592, RSMo 2023. Emergency rule filed Sept. 1, 2023, effective Sept. 18, 2023, expires March 15, 2023. An emergency rule and a proposed rule covering this same material will be published in the Oct. 2, 2023, issue of the **Missouri Register**.*

PUBLIC COST: This emergency rule will cost state agencies or political subdivisions \$2,352,444 in the time the emergency is effective.

PRIVATE COST: This emergency rule will not cost private entities more than five hundred dollars (\$500) in the time the emergency is effective.

EMERGENCY RULE

FISCAL NOTE PUBLIC COST

- I. **Department Title: 19 – Department of Health and Senior Services**
Division Title: 10 – Office of the Director
Chapter Title: 3 – General and Family Physician Loan and Training Programs

Rule Number and Name:	19 CSR 10-3.050 Graduate Medical Education Grant Program
Type of Rulemaking:	Emergency Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Department of Health & Senior Services	\$2,352,444

III. WORKSHEET

1 FTE Senior Program Specialist (Full salary \$63,999)

\$63,999 (salary) x 1 = \$63,999 x 6/12 (6 months) = \$32,000 + \$20,444 (fringe benefits) = \$52,444 for the emergency period.

Graduate Medical Education Grant Awards

Up to \$2.3 million has been appropriated for grants awarded in SFY 2024. The department anticipates funding 7-10 slots.

Residency slots are created in both 3 and 4 year residency programs, with the total amount paid up front.

- Award for 3 Year Residency Slots = \$75,000 x 3 = \$225,000
- Award for 4 year Residency Slots = \$75,000 x 4 = \$300,000

The total amount awarded will depend on the mix of residency slots created, but the total amount will not exceed \$2.3 million.

**Note: These funds will be *awarded* during the time the emergency rule is effective; however funds will not be *disbursed* to grantees until June 2024. The cost is associated with the emergency rule because of the funds being initially committed during the time the emergency rule is effective.

EMERGENCY RULE

IV. ASSUMPTIONS

- Emergency period of 6 months.
- In order to process the applications and application review described in this proposed rule, the department will need 1 of a Senior Program Specialist.
- Based on the support this program received during the 2023 legislative session, at least \$2.3 million will be appropriated in subsequent fiscal years to continue supporting these new residency slots. If these additional funds are not awarded, the Senior Program Specialist will still be needed to monitor the existing grants. This creates the cost range in subsequent years with a minimum of the cost to maintain the Senior Program Specialist and a maximum cost of both the Senior Program Specialist and the awarded funds.
- Grantees will continue to fill their newly created residency slots for the next two years. As an example, if a grantee is awarded 3 new residency slots in its 3 year residency program, it will receive:
 - $\$75,000 \times 3 \text{ years} \times 3 \text{ slots} = \$675,000$ in SFY 2024
 - It will receive this same amount in SFY 2025 for the incoming residents coming into these 3 slots in 2025 and again in SFY 2026 for the incoming residents coming into these 3 slots in 2026.
 - Through this, the program will have funded a total of 9 residents in the grantee's graduate medical education program (3 starting in SFY 2024, 3 starting in SFY 2025, and 3 starting in SFY 2026).