

From: [Egel, Corey \(CDPH-OPA\)](#)
Sent: Friday, August 09, 2013 2:34 PM
To: [@elderabuseexposed.com](#)
Subject: Medicare's Nursing Home Compare's database

Good afternoon,

Here are the answers to your questions: if you need further assistance, feel free to contact me.

1. **QUESTION:** Is it true that CMS's Nursing Home Compare database includes only citations issued under federal authority but excludes the citations issued by California regulators since California regulators issue deficiencies under both federal authority and state authority?

CDPH Response: State citations issued pursuant to California state statutes are not included in the federal 5-Star rating system developed by the federal Centers for Medicare and Medicaid Services. The 5-Star rating system is designed to include outcomes associated with federal investigations.

2. **QUESTION:** Is it true that a California nursing home's Medicare star rating does not take into account the excluded citation data that is in California's Health Facilities Consumer Information System (HFCIS) but not in CMS's Nursing Home Compare data.

CDPH Response: Beginning April 2012, CDPH began issuing both state and federal violations for the same investigation. A deficiency can have both a state and federal enforcement action, and only the federal will be included in the 5 star rating system.

Sincerely,

Corey Egel

Office of Public Affairs
California Department of Public Health (CDPH)

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