

SUBSTITUTE FOR
HOUSE BILL NO. 5695

A bill to amend 1939 PA 280, entitled
"The social welfare act,"
(MCL 400.1 to 400.119b) by adding section 109p.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 109p. (1) No later than 90 days after the submission of a
2 complete and acceptable cost report by 2 or more eligible ground
3 emergency medical transportation providers, the department shall
4 initiate the process to amend this state's Medicaid state plan to
5 establish and administer a program to provide supplemental
6 reimbursement to eligible ground emergency medical transportation
7 providers that provide ground emergency medical transportation
8 services to medical assistance recipients.
9 (2) The department may limit the program described under

1 subsection (1) to those costs that are allowable expenditures under
2 title XIX of the social security act, 42 USC 1396 to 1396w-7. The
3 department shall do both of the following:

4 (a) Submit claims for federal financial participation for the
5 expenditures for services that are allowable expenditures under
6 federal law.

7 (b) Submit necessary materials to the federal government to
8 provide assurances that claims for federal financial participation
9 will include only those expenditures that are allowable under
10 federal law. The department may utilize intergovernmental transfers
11 or certified public expenditures to implement this subdivision.

12 (3) A ground emergency medical transportation provider is
13 eligible for supplemental reimbursement if the ground emergency
14 medical transportation provider meets all of the following
15 conditions during the period reimbursement is being claimed:

16 (a) Provides ground emergency medical transportation services
17 to medical assistance recipients.

18 (b) Is enrolled as a Medicaid provider for the period
19 reimbursement is being claimed.

20 (c) Is owned or operated by an eligible governmental entity.

21 (4) A supplemental reimbursement claimed under this section
22 must be calculated and paid as follows:

23 (a) Except as otherwise provided in subdivision (b), the
24 supplemental reimbursement to an eligible provider is equal to the
25 amount of federal financial participation received for the eligible
26 provider's cost for the emergency medical transportation services
27 under subdivision (c).

28 (b) The amount certified, when combined with the amount
29 received from all other sources of reimbursement from the medical

1 assistance program, must not exceed 100% of actual cost incurred,
2 as determined under this state's Medicaid state plan for ground
3 emergency medical transportation services.

4 (c) The supplemental reimbursement must be distributed
5 exclusively to eligible providers under a payment methodology that
6 is based on ground emergency medical transportation services
7 provided to medical assistance recipients by eligible providers.

8 (5) An eligible provider shall make readily available to the
9 department documentation, data, and certification, as prescribed by
10 the department, that are necessary to establish that the emergency
11 medical services expenditures qualify for federal financial
12 participation in order to calculate the amount of supplemental
13 reimbursement that is due.

14 (6) The department shall pay supplemental reimbursements to
15 eligible providers for services provided on a fee-for-services
16 basis and managed care program recipients in this state's Medicaid
17 state plan.

18 (7) Participation in the program described under subsection
19 (1) is voluntary.

20 (8) As used in this section:

21 (a) "Eligible governmental entity" means an entity that is
22 eligible under federal law to provide ground medical transportation
23 services and includes this state, a city, a county, a fire
24 authority, a township, an ambulance authority, a federally
25 recognized Indian tribe, or a local unit of government.

26 (b) "Eligible ground emergency medical transportation
27 provider" or "eligible provider" means a public provider that
28 provides ground emergency medical transportation services to
29 medical assistance recipients and meets the conditions described

1 under subsection (3).