

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).