

IN THE SENATE

SENATE BILL NO. 1283

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO MEDICAID; AMENDING CHAPTER 2, TITLE 56, IDAHO CODE, BY THE AD-
2 DITION OF A NEW SECTION 56-268, IDAHO CODE, TO ESTABLISH PROVISIONS RE-
3 GARDING SUPPLEMENTAL MEDICAID REIMBURSEMENT FOR GROUND EMERGENCY MEDI-
4 CAL TRANSPORTATION; AND DECLARING AN EMERGENCY.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 2, Title 56, Idaho Code, be, and the same is
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
9 ignated as Section 56-268, Idaho Code, and to read as follows:

10 56-268. SUPPLEMENTAL MEDICAID REIMBURSEMENT FOR GROUND EMERGENCY
11 MEDICAL TRANSPORTATION. (1) An eligible provider, as described in subsec-
12 tion (2) of this section, in addition to the rate of payment that the provider
13 would otherwise receive for medicaid ground emergency medical transporta-
14 tion services, shall receive supplemental medicaid reimbursement to the
15 extent provided by law.

16 (2) A provider shall be eligible for supplemental reimbursement only
17 if, during the state fiscal year, the provider:

18 (a) Provides ground emergency medical transportation services to med-
19 icaid beneficiaries;

20 (b) Is enrolled as a medicaid provider for the period being claimed; and

21 (c) Is owned or operated by the state or a political subdivision of the
22 state that employs or contracts with persons who are licensed to provide
23 emergency medical services in the state of Idaho.

24 (3) An eligible provider's supplemental reimbursement pursuant to this
25 section shall be calculated and paid as follows:

26 (a) The supplemental reimbursement to an eligible provider, as de-
27 scribed in subsection (2) of this section, shall be equal to the amount
28 of federal financial participation received because of the claims sub-
29 mitted pursuant to subsection (6) (b) of this section;

30 (b) In no instance may the amount certified pursuant to subsection
31 (5) (a) of this section, when combined with the amount received from all
32 other sources of reimbursement from the medicaid program, exceed one
33 hundred percent (100%) of actual costs, as determined pursuant to the
34 medicaid state plan, for ground emergency medical transportation ser-
35 vices; and

36 (c) The supplemental medicaid reimbursement provided by this section
37 must be distributed exclusively to eligible providers under a payment
38 methodology based on ground emergency medical transportation ser-
39 vices provided to medicaid beneficiaries by eligible providers on a
40 per-transport basis or other federally permissible basis. The state
41 department of health and welfare shall obtain approval from the centers
42 for medicare and medicaid services for the payment methodology to be

1 utilized and shall not make any payment pursuant to this section prior
2 to obtaining that approval.

3 (4) (a) It is the legislature's intent in enacting this section to pro-
4 vide the supplemental reimbursement described in this section without
5 any expenditure from the state general fund. An eligible provider, as
6 a condition of receiving supplemental reimbursement pursuant to this
7 section, shall enter into and maintain an agreement with the state de-
8 partment of health and welfare for the purposes of implementing this
9 section and reimbursing the state for the costs of administering this
10 section.

11 (b) The nonfederal share of the supplemental reimbursement submitted
12 to the centers for medicare and medicaid services for purposes of claim-
13 ing federal financial participation shall be paid only with funds from
14 the governmental entities described in subsection (2) (c) of this sec-
15 tion and certified to the state as provided in subsection (5) of this
16 section.

17 (5) Participation in the program by an eligible provider described in
18 this section is voluntary. If an applicable governmental entity elects to
19 seek supplemental reimbursement pursuant to this section on behalf of an el-
20 igible provider, the governmental entity shall do the following:

21 (a) Certify, in conformity with the requirements of 42 CFR 433.51 or
22 a successor regulation, that the claimed expenditures for the ground
23 emergency medical transportation services are eligible for federal fi-
24 nancial participation;

25 (b) Provide evidence supporting the certification as specified by the
26 state department of health and welfare;

27 (c) Submit data as specified by the state department of health and
28 welfare to determine the appropriate amounts to claim as expenditures
29 qualifying for federal financial participation; and

30 (d) Keep, maintain, and have readily retrievable any records specified
31 by the state department of health and welfare to fully disclose reim-
32 bursement amounts to which the eligible provider is entitled and any
33 other records required by the centers for medicare and medicaid ser-
34 vices.

35 (6) The state department of health and welfare shall promptly seek any
36 necessary federal approval for the implementation of this section. The de-
37 partment may limit the program to those costs that are allowable expendi-
38 tures under title XIX of the social security act, 42 U.S.C. 1396 et seq. If
39 federal approval is not obtained for implementation of this section, then
40 this section shall not be implemented.

41 (a) The state department of health and welfare shall submit claims for
42 federal financial participation for the expenditures for the services
43 described in this section that are allowable expenditures under federal
44 law.

45 (b) The state department of health and welfare shall submit any nec-
46 essary materials to the federal government to provide assurances that
47 claims for federal financial participation will include only those ex-
48 penditures that are allowable under federal law.

1 SECTION 2. An emergency existing therefor, which emergency is hereby
2 declared to exist, this act shall be in full force and effect on and after its
3 passage and approval.