

## **Description and information about Administrative Regulations filed on August 6:**

**This administrative regulation were filed on August 6, 2021:**

### **1. 907 KAR 3:060. Ambulance Provider Assessment Program.**

A. This regulation was filed with the LRC on August 6, 2021.

**B. Summary of administrative regulation:** 907 KAR 3:060. Ambulance provider assessment program. This administrative regulation establishes the Department for Medicaid Services (DMS) ambulance provider assessment program. This administrative regulation serves to implement HB 8 from the 2020 Regular Session of the Kentucky General Assembly. Specifically, DMS is required to calculate annual assessment amounts, make monthly payments for Medicaid fee-for-service ambulance transports, and an annual reconciling payment. The administrative regulation also requires DMS to distribute supplemental payments to qualifying ambulance providers by means of a monthly supplemental capitation payment to managed care organizations (MCOs). The MCOs then forward the payments to the qualifying ambulance providers. The MCOs are required to remit the payment within 5 days, and failure to forward the entire payment within 5 days will result in the department assessing penalties. The administrative regulation also establishes requirements relating to the ambulance assessments, and establishes departmental actions when a payment is not received in a timely manner.

**Amended After Comments Version:** The Amended After Comments version of this administrative regulation allows for future flexibility in the design and operation of this program by requiring that ambulance provider payments be submitted at least quarterly. The department intends to implement this program, however, with monthly payments. In addition, a process to estimate a payment when a revenue survey is not submitted has also been included.

C. The administrative regulation may be accessed at the LRC website here:

<https://apps.legislature.ky.gov/law/kar/TITLE907.HTM>

D. Information about public hearing and public comment period for this administrative regulation. This regulation was updated following a public comment period. This administrative regulation will receive public hearings at the Administrative Regulations Review Subcommittee (ARRS) and the appropriate Legislative Research Commission committee of jurisdiction. The ARRS agenda can be accessed here: <https://apps.legislature.ky.gov/CommitteeDocuments/3/> .