# DISTRICT OF COLUMBIA DEPARTMENT OF HEALTH

## NOTICE OF FINAL RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth in An Act to enable the District of Columbia to receive Federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat.744; D.C. Official Code § 1-307.02), Reorganization Plan No. 4 of 1996 and Mayor's Order 97-42, dated February 18, 1997, hereby gives notice of the adoption of an amendment to section 995 of Title 29 of the District of Columbia Municipal Regulations (DCMR) entitled "Reimbursement Rates for Transportation Services". These rules amend the existing rules by establishing standards to ensure the safe transport of all Medicaid recipients including those in wheelchairs or with mobility needs by non-emergency transportation providers.

A notice of proposed rulemaking was published in the *D.C. Register* on May 20, 2005 (52 DCR 4746). Comments were received. No substantive changes have been made. These rules shall become effective on the date of publication of this notice in the *D.C. Register*.

Section 995 of Chapter 9, Title 29 DCMR "Reimbursement Rates for Transportation Services" is amended to read as follows:

**SECTION 995 NON-EMERGENCY TRANSPORTATION SERVICES**

995.1 Each non-emergency transportation provider shall ensure that each Medicaid recipient is:

(a) Properly seated while the vehicle is in operation;

(b) Provided with an escort on the vehicle, as needed; and

(c) Securely fastened in age-appropriate and weight-appropriate seat belts, as required by law.

995.2 Each non-emergency transportation provider shall ensure that each vehicle used to transport Medicaid recipients with mobility needs shall be adapted to provide safe access to and use of the van by each individual that it transports.

995.3 Each non-emergency transportation provider shall ensure that each vehicle used to transport Medicaid recipients in wheelchairs shall be equipped with floor-mounted seat belts and wheelchair lock-downs for each wheelchair that it transports.

995.4 Each non-emergency transportation provider shall:

(a) Ensure the vehicle used to transport a Medicaid recipient is maintained in safe, working order; and

(b) Ensure that each vehicle used to transport a Medicaid recipient has operational seat belts.

995.5 Each non-emergency transportation provider shall maintain records that fully disclose the nature and extent of the services rendered to Medicaid recipients.

995.6 Each non-emergency transportation provider shall use a "Daily Transportation Log" (DTL) approved by the Medical Assistance Administration to record all non-emergency transportation services rendered to Medicaid recipients. DTL forms are available at the Medical Assistance Administration, Office of Program Operations.

995.7 The reimbursement rates for transportation services rendered for ambulatory single individuals on or after July 5, 2003 are as follows:

| SERVICE DESCRIPTION | RATE |
|---|---|
| Van, one way inside the Capitol Beltway | $16.50 |
| Van, round trip inside the Capitol Beltway | $27.50 |
| Van, one way inside the Capitol Beltway with extra assistant | $22.00 |
| Van, round trip inside Capitol Beltway with extra assistant | $33.00 |
| Van, one-way outside Capitol Beltway | $27.50 + .75 per loaded mile |
| Van, round-trip outside Capitol Beltway | $44.00 + .75 per loaded mile |
| Van, one-way outside Capitol Beltway with extra assistant | $33.00 + .75 per loaded mile |
| Van, round-trip outside | $49.50 + .75 |

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|---|---|
| Capitol Beltway with extra assistant | per loaded mile |
| Trip cancellation if cancelled upon arrival | $8.25 |

995.8 The reimbursement rates for transportation services of a group of ambulatory persons rendered on or after July 5, 2003 are as follows

| SERVICE DESCRIPTION | RATE |
|---|---|
| Van, one way inside the Capitol Beltway | $38.50 |
| Van, round trip inside the Capitol Beltway | $71.50 |
| Van, one way inside the Capitol Beltway with extra assistant | $41.25 |
| Van, round trip inside Capitol Beltway with extra assistant | $77.00 |
| Van, one-way outside Capitol Beltway | $49.50 + .75 per loaded mile |
| Van, round-trip outside Capitol Beltway | $82.50 + .75 per loaded mile |
| Van, one-way outside Capitol Beltway with extra assistant | $52.25 + .75 per loaded mile |
| Van, round-trip outside Capitol Beltway with extra assistant | $88.00 + .75 per loaded mile |
| Trip cancellation if cancelled upon arrival | $8.25 |

995.9 The reimbursement rates for non-emergency stretcher shuttle services rendered on or after July 5, 2003 are as follows:

| SERVICE DESCRIPTION | RATE |
|---|---|
| Shuttle, one way inside the Capitol Beltway | $46.20 |
| Shuttle, round trip inside the Capitol Beltway | $89.10 |
| Shuttle, one way inside the Capitol Beltway with extra assistant | $69.30 |
| Shuttle, round trip inside Capitol Beltway with extra assistant | $134.20 |
| Shuttle, one-way outside Capitol Beltway | $46.20 + 1.50 per loaded mile |
| Shuttle, round-trip outside Capitol Beltway | $89.10 + 1.50 per loaded mile |
| Shuttle, one-way outside Capitol Beltway with extra assistant | $70.95 + 1.50 per loaded mile |
| Shuttle, round-trip outside Capitol Beltway with extra assistant | $134.20 + 1.50 per loaded mile |
| Trip cancellation if cancelled upon arrival | $11.00 |

995.10 The reimbursement rates for van transportation for single individuals in wheelchairs rendered on or after July 5, 2003 are as follows:

| SERVICE DESCRIPTION | RATE |
|---|---|
| Wheelchair van, one way inside the Capitol Beltway | $24.75 |
| Wheelchair van, round trip inside the Capitol Beltway | $35.75 |
| Wheelchair van, one way inside the Capitol | $30.25 |

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|---|---|
| Beltway with extra assistant | |
| Wheelchair van, round trip inside Capitol Beltway with extra assistant | $41.25 |
| Wheelchair van, one-way outside Capitol Beltway | $33.00 + .75 per loaded mile |
| Wheelchair van, round-trip outside Capitol Beltway | $49.50 + .75 per loaded mile |
| Wheelchair van, one-way outside Capitol Beltway with extra assistant | $38.50 + .75 per loaded mile |
| Wheelchair van, round-trip outside Capitol Beltway with extra assistant | $55.00 + .75 per loaded mile |
| Trip cancellation if cancelled upon arrival | $8.25 |