

117TH CONGRESS
2D SESSION

H. R. 8841

To require the Secretary of Health and Human Services, in coordination with single State agencies, to assist certain dual eligible individuals participating in the RSNAT model with accessing non-emergency medical assistance benefits under the Medicaid program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 15, 2022

Mr. CARTER of Georgia (for himself, Mr. CÁRDENAS, and Mr. BISHOP of Georgia) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To require the Secretary of Health and Human Services, in coordination with single State agencies, to assist certain dual eligible individuals participating in the RSNAT model with accessing non-emergency medical assistance benefits under the Medicaid program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Access to Critical Non-
5 Emergency Transportation Services Act”.

1 **SEC. 2. ASSISTANCE IN ACCESSING NON-EMERGENCY MED-**
2 **ICAL ASSISTANCE BENEFITS UNDER THE**
3 **MEDICAID PROGRAM.**

4 (a) IN GENERAL.—Not later than 1 year after the
5 date of enactment of this Act, the Secretary of Health and
6 Human Services (in this section referred to as the “Sec-
7 retary”), in coordination with each single State agency,
8 shall implement a plan to—

9 (1) in the case of a full-benefit dual eligible in-
10 dividual participating in the repetitive non-emergent
11 ambulance transport model (as described in section
12 1834(l)(16) of such Act (42 U.S.C. 1395m(l)(16))),
13 assist such individual in enrolling in Medicaid and in
14 accessing transportation benefits in accordance with
15 section 1902(a)(4) of such Act (42 U.S.C.
16 1396a(a)(4)); and

17 (2) in the case of a dual eligible individual who
18 is not a full-benefit dual eligible individual and is
19 participating in the repetitive non-emergent ambu-
20 lance transport model (as described in section
21 1834(l)(16) of such Act (42 U.S.C. 1395m(l)(16))),
22 assist such individual in enrolling in Medicaid, pro-
23 vided that in addition to Medicare cost-sharing such
24 individual shall qualify for, and be assisted in ac-
25 cessing, transportation benefits in accordance with

1 section 1902(a)(4) of such Act (42 U.S.C.
2 1396a(a)(4)).

3 (b) GUIDANCE.—For purposes of carrying out the as-
4 sistance described under subsection (a), not later than 90
5 days after the date of enactment of this Act the Secretary
6 shall issue guidance to each single State agency and Medi-
7 care administrative contractor on providing assistance to
8 dual eligible individuals participating in the repetitive non-
9 emergent ambulance transport model (as described in sec-
10 tion 1834(l)(16) of the Social Security Act (42 U.S.C.
11 1395m(l)(16))) with respect to accessing transportation
12 benefits in accordance with section 1902(a)(4) of such Act
13 (42 U.S.C. 1396a(a)(4)).

14 (c) DEFINITIONS.—In this Act:

15 (1) DUAL ELIGIBLE INDIVIDUAL.—The term
16 “dual eligible individual” has the meaning given
17 such term in section 1915(h)(2)(B) of the Social Se-
18 curity Act (42 U.S.C. 1396n(h)(2)(B)).

19 (2) FULL-BENEFIT DUAL ELIGIBLE INDI-
20 VIDUAL.—The term “full-benefit dual eligible indi-
21 vidual” has the meaning given such term in section
22 1935(e)(6) of the Social Security Act (42 U.S.C.
23 1396u–5(c)(6)).

24 (3) MEDICARE ADMINISTRATIVE CON-
25 TRACTOR.—The term “Medicare administrative con-

1 tractor” has the meaning given such term in section
2 1874A(a)(3) of the Social Security Act (42 U.S.C.
3 1395kk-1(a)(3)).

4 (4) SINGLE STATE AGENCY.—The term “single
5 State agency” means the State agency admin-
6 istering, or supervising the administration of, a
7 State Medicaid program (as described in section
8 1902(a)(5) of the Social Security Act (42 U.S.C.
9 1396a(a)(5))).

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