

**DEPARTMENT OF HEALTH CARE SERVICES  
NOTICE OF GENERAL PUBLIC INTEREST  
RELEASE DATE: NOVEMBER 17, 2021**

**PROPOSED STATE PLAN AMENDMENT TO EXTEND THE SUPPLEMENTAL  
PAYMENTS FOR NON-EMERGENCY MEDICAL TRANSPORTATION SERVICES  
FUNDED BY PROPOSITION 56 TOBACCO TAX FUNDS**

This notice serves to provide information of public interest regarding proposed State Plan Amendment (SPA) 21-0010 that the Department of Health Care Services (DHCS) plans to submit to the federal Centers for Medicare and Medicaid Services (CMS). The proposed SPA will seek to extend the supplemental payments for Non-Emergency Medical Transportation (NEMT) services funded by Proposition 56 past the current sunset date of December 31, 2021, effective beginning January 1, 2022.

On November 8, 2016, California voters approved the California Healthcare, Research and Prevention Tobacco Tax Act (commonly known as Proposition 56) to increase the excise tax rate on cigarettes and tobacco products. The Legislature appropriates a specified portion of Proposition 56 revenues to DHCS for use as the nonfederal share of health care expenditures in accordance with the annual state budget process, including funds allocated for supplemental payments for certain NEMT services.

Assembly Bill (AB) 128 (Chapter 21, Statutes of 2021) enacted as part of the state budget process for the 2021-22 state fiscal year, extended Proposition 56 supplemental payments for certain NEMT services.

The supplemental payment amounts are fixed at the amounts listed in the chart below for each eligible NEMT service listed by Procedure Code. The supplemental payment is paid on a per claim basis for each eligible NEMT service. Rural Health Centers (RHCs), Local Educational Agencies (LEAs), and other providers that are reimbursed on a cost-based system are not eligible to receive the supplemental payment under this program.

Procedure Code	Supplemental Amount	Procedure Code	Supplemental Amount
93005	\$1.64	A0428	\$10.72
93041	\$0.51	A0430	\$127.50
A0130	\$4.41	A0431	\$180.00
A0380	\$0.33	A0435	\$1.43
A0420	\$1.98	A0436	\$2.21
A0422	\$1.00	T2001	\$0.55
A0424	\$1.64	T2005	\$2.63
A0425	\$0.36	T2007	\$1.13
A0426	\$10.72		

DHCS estimates that the extension of the NEMT supplemental payments will result in an increase in annual aggregate expenditures of approximately \$9.2 million in total funds and \$4.6 million in Proposition 56 funds.

The proposed SPA is subject to approval by CMS.

### **PUBLIC REVIEW AND COMMENTS**

Upon submission to CMS, a copy of the proposed SPA 21-0010 will be published at the following internet address:

[https://www.dhcs.ca.gov/formsandpubs/laws/Pages/Pending\\_2021.aspx](https://www.dhcs.ca.gov/formsandpubs/laws/Pages/Pending_2021.aspx)

If you would like to view the SPA in person once it becomes available, please visit your local county welfare department. You may also request a copy of proposed SPA 21-0010 or a copy of submitted public comments related to SPA 21-0010 by requesting it in writing to the mailing or email addresses listed below. Please indicate SPA 21-0010 in the subject line or message.

Written comments may be sent to the following address:

Department of Health Care Services  
Fee-For-Service Rates Development Division  
Attn: Provider Rates Section  
P.O. Box 997413, MS 4600  
Sacramento, California 95899-7417

Comments may also be emailed to [PublicInput@dhcs.ca.gov](mailto:PublicInput@dhcs.ca.gov). Please indicate SPA 21-0010 in the subject line or message.

A copy of submitted public comments to SPA 21-0010 may be requested in writing to the mailing or email addresses identified above.