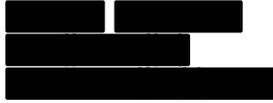




STATE OF WISCONSIN
Division of Hearings and Appeals

In the Matter of



DECISION

MNP/158286

PRELIMINARY RECITALS

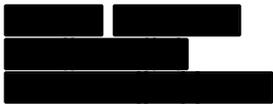
Pursuant to a petition filed June 12, 2014, under Wis. Stat. § 49.45(5), and Wis. Admin. Code § HA 3.03, to review a decision by the Division of Health Care Access and Accountability in regard to Medical Assistance, a telephonic hearing was held on July 29, 2014, at Baraboo, Wisconsin.

The issue for determination is whether there is any remaining issue in dispute regarding the payment of petitioner’s January 26, 2014 ambulance bill from the Reedsburg Area Ambulance Company.

There appeared at that time and place the following persons:

PARTIES IN INTEREST:

Petitioner:



Respondent:

Department of Health Services
1 West Wilson Street, Room 651
Madison, Wisconsin 53703

By: Shawn Thomas, transportation policy analyst
Division of Health Care Access and Accountability
1 West Wilson Street
P.O. Box 309
Madison, WI 53701-0309

ADMINISTRATIVE LAW JUDGE:

Gary M. Wolkstein
Division of Hearings and Appeals

FINDINGS OF FACT

1. Petitioner (CARES # ) is a resident of Sauk County
2. Petitioner was enrolled in the BadgerCare Plus program from November 1, 2009 to October 31, 2014.

3. The petitioner used the provider, Reedsburg Area Ambulance service for ambulance transport on January 26, 2014.
4. Reedsburg Area Ambulance failed to send any bill to the petitioner's Medicaid HMO, Dean Health Plan.
5. The petitioner filed this appeal because his bill for the January 26, 2014 ambulance transport was not paid.
6. DHS transportation policy analyst, Shawn Thomas, contacted the Reedsburg Area Ambulance on July 31, 2014 and informed them of ForwardHealth's policy.
7. In his August 6, 2014 letter to the Division of Hearings and Appeals (DHA0 and the petitioner, Mr. Thomas stipulated that the "Reedsburg Area Ambulance has since billed your Dean Health Plan Medicaid HMO and has assured the Department on 8/6/14 that the claim is now paid in full."

DISCUSSION

The Bureau may only reimburse providers for medically necessary and appropriate health care services and equipment listed in Wis. Stat. §§ 49.46(2) and 49.47(6)(a), as implemented by Wis. Admin. Code Ch. DHS 107. Some services and equipment are covered if a prior authorization request is submitted and approved by the Bureau in advance of receiving the service. Finally, some services and equipment are never covered by the MA program. In this case, the ambulance service was a covered service, and petitioner was entitled to payment of that January 26, 2014 ambulance bill.

CONCLUSIONS OF LAW

There is no longer any remaining issue in dispute regarding the payment of petitioner's January 26, 2014 ambulance bill from the Reedsburg Area Ambulance Company, as the Department stipulated that petitioner's January 26, 2014 ambulance bill has been paid in full by petitioner's HMO, Dean Health Plan.

THEREFORE, it is

ORDERED

The petition for review herein be and the same is hereby Dismissed.

REQUEST FOR A REHEARING

You may request a rehearing if you think this decision is based on a serious mistake in the facts or the law or if you have found new evidence that would change the decision. Your request must be **received within 20 days after the date of this decision**. Late requests cannot be granted.

Send your request for rehearing in writing to the Division of Hearings and Appeals, 5005 University Avenue, Suite 201, Madison, WI 53705-5400 **and** to those identified in this decision as "PARTIES IN INTEREST." Your rehearing request must explain what mistake the Administrative Law Judge made and why it is important or you must describe your new evidence and explain why you did not have it at your first hearing. If your request does not explain these things, it will be denied.

The process for requesting a rehearing may be found at Wis. Stat. § 227.49. A copy of the statutes may be found online or at your local library or courthouse.

APPEAL TO COURT

You may also appeal this decision to Circuit Court in the county where you live. Appeals must be filed with the Court **and** served either personally or by certified mail on the Secretary of the Department of Health Services, 1 West Wilson Street, Room 651, Madison, Wisconsin 53703, **and** on those identified in this decision as “PARTIES IN INTEREST” **no more than 30 days after the date of this decision** or 30 days after a denial of a timely rehearing (if you request one).

The process for Circuit Court Appeals may be found at Wis. Stat. §§ 227.52 and 227.53. A copy of the statutes may be found online or at your local library or courthouse.

Given under my hand at the City of Madison,
Wisconsin, this 8th day of September, 2014

\sGary M. Wolkstein
Administrative Law Judge
Division of Hearings and Appeals



State of Wisconsin \DIVISION OF HEARINGS AND APPEALS

Brian Hayes, Administrator
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Madison, WI 53705-5400

Telephone: (608) 266-3096
FAX: (608) 264-9885
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Internet: <http://dha.state.wi.us>

The preceding decision was sent to the following parties on September 8, 2014.

Division of Health Care Access and Accountability