



# EMS|MC

EMS MANAGEMENT & CONSULTANTS

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## CARES Act Provider Relief Fund Provider Stimulus Payments Terms & Conditions

As a result of the CARES Act Provider Relief Fund, an immediate infusion of \$30B was made into the healthcare system. The relief fund was specifically set aside for hospitals and other healthcare providers on the front lines of the Coronavirus response, including EMS Providers. The funding will be used to support healthcare-related expenses or lost revenue attributable to COVID-19.

CMS will require the agency to accept the terms and conditions in order to keep this vital reimbursement. The full terms and conditions can be found [here](#).

Here is a summary of the terms and conditions:

- Must have billed Medicare in 2019
- Provides services, including diagnoses, testing or care for individuals for possible or actual cases of COVID-19
- Must not have been terminated from participation in Medicare; is not currently excluded from participation in Medicare, Medicaid or other Federal health care programs; does not currently have Medicare billing privileges revoked
- Certifies payment will only be used to prevent, prepare for, and respond to Coronavirus, and shall reimburse the provider for health care related expenses or lost revenues that are attributable to Coronavirus
- Certifies that it will not utilize this payment to reimburse expenses or losses that have been reimbursed from other sources; ie. services in which the provider has already been reimbursed from healthcare insurance or other sources
- Will be required to submit reports, to be determined, to ensure compliance with these terms and conditions
- Any entity receiving more than \$150,000 in stimulus payments, shall submit reports no later than 10 days after each calendar quarter. The report must contain the total amount of funds received, the amount of funds received that were expended or

obligated for each project or activities, a detailed list of all projects or activities for which large covered funds were expended or obligated, including the name and description of the project or activity, estimated number of jobs created or retained by the project or activity and detailed information on any level of sub-contracts or subgrants awarded

- Entities shall maintain appropriate records and cost documentation to substantiate the reimbursement of costs under this award and shall respond promptly to submit copies of such records and cost documentation upon request
- Certify that the provider will not seek to collect from a possible or actual case of COVID-19 patient for out-of-pocket expenses greater than the in-network benefit. In other words, the provider would be prohibited from balance billing the patient more than the coinsurance, copayment and/or deductible for all out-of-network healthcare claims, not just Medicare and Medicaid

In addition, several general provisions shall also apply, in that funding may not be utilized for any of the following:

- Executive Pay
- Funding Prohibition for Gun Control
- Lobbying
- Prohibits Use of Federal Funds for Abortions
- Limitations on Abortion Funding Prohibition
- Prohibits Use of Funds for Embryo Research
- Prohibits Promotion of Legalization of Controlled Substances
- Pornography
- Prohibits Funding Association of Community Organization for Reform Now (ACORN)
- Prohibits Federal Funding for Needle Exchange except in Limited Circumstances

Within 30 days of receiving the payment, Providers must sign an attestation confirming receipt of the funds and agreeing to the terms and conditions of payment. The portal for signing the attestation will be open the week of April 13, 2020. If the provider does not agree to the terms and conditions, they must contact HHS within 30 days of receipt and remit the full payment to HHS as instructed. It is important that you read the entire Terms and Conditions prior to signing the attestation. In addition to this stimulus funding, HHS and the Administration are rapidly working on future targeted distributions to hospitals and providers that will focus on providers in hotspot COVID areas, rural providers and providers with lower shares of Medicare reimbursement or who predominately service the Medicaid population. Additional information will be forthcoming on this additional funding.

Please continue to reach out to EMS | MC for any questions regarding the stimulus payment.

Thank you,

*Kim Stanley*

Chief Compliance Officer  
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