

Sample Disclosure Regarding Ambulance Replenishing

The following is a sample written disclosure for purposes of satisfying the requirements of the ambulance replenishing safe harbor. This form is for illustrative purposes only; hospitals may, but are not required to, adapt this sample form.

NOTICE OF AMBULANCE RESTOCKING PROGRAM

Hospital X offers the following ambulance restocking program:

1. We will restock all ambulance providers (other than ambulance providers that do not provide emergency services) that bring patients to Hospital X [or to a subpart of Hospital X, such as the emergency room] in the following category or categories: [insert description of category of ambulances to be restocked, i.e., all ambulance providers, all ambulance providers that do not charge patients or insurers for their services, or all nonprofit and government ambulance providers]. [Optional: We only offer restocking of emergency transports.]
2. The restocking will include the following drugs and medical supplies, and linens, used for a patient prior to delivery of the patient to Hospital X: [insert description of drugs and medical supplies, and linens to be restocked].
3. The ambulance providers [will/will not] be required to pay for the restocked drugs and medical supplies, and linens.
4. The restocked drugs and medical supplies, and linens, must be documented as follows: [insert description consistent with the documentation requirements described in 42 C.F.R. Section 1001.952(v). By way of example only, documentation may be by a patient care report filed with the receiving facility within 24 hours of delivery of the patient that records the name of the patient, the date of the transport, and the relevant drugs and medical supplies.]
5. This restocking program does not apply to the restocking of ambulances that provide only non-emergency services or to the general stocking of an ambulance provider's inventory.
6. To ensure that Hospital X does not bill any federal health care program for restocked drugs or supplies for which a participating ambulance provider bills or is eligible to bill, all participating ambulance providers must notify Hospital X if they intend to submit claims for restocked drugs or supplies to any federal health care program. Participating ambulance providers must agree to work with Hospital X to ensure that only one party bills for a particular restocked drug or supply.
7. All participants in this ambulance restocking arrangement that bill federal health care programs for restocked drugs or supplies must comply with all applicable federal program billing and claims filing rules and regulations.
8. For further information about our restocking program or to obtain a copy of this notice, please contact [insert name] at [insert telephone number].

Dated: _____

