

**PRIVATE DUTY NURSING
TO VENTILATOR-DEPENDENT MEMBERS
TERMS OF REIMBURSEMENT**

The Wisconsin Department of Health Services (DHS) will establish hourly contracted rates for all covered respiratory care services provided to ventilator-dependent Wisconsin Medicaid members eligible on the date of service, as mandated by 1989 Wisconsin Act 31. The hourly contracted rates shall be based on various factors, including a review of usual and customary charges submitted to Wisconsin Medicaid, the Wisconsin State Legislature's Medicaid budgetary constraints, and other relevant economic limitations. The hourly contracted rates may be adjusted to reflect reimbursement limits or limits on the availability of federal funding as specified in federal law.

Providers are required to bill their usual and customary charges for services provided. The usual and customary charge is the amount charged by the provider of the same service when provided to non-Medicaid patients, as defined by Wis. Admin. Code § [DHS 101.03\(181\)](#). For providers who have not established usual and customary charges, the charge should be reasonably related to the provider's cost for providing the service.

For each covered respiratory care service, DHS shall pay the hourly contracted rate established by DHS. Reimbursement for other home health services provided to ventilator-dependent members will be in accordance with the applicable Home Health Agency or Private Duty Nurse Terms of Reimbursement. Wisconsin Medicaid reimbursement, less appropriate copays and payments by other insurers, will be considered payment in full.

DHS will adjust payments made to providers to reflect the amounts of any allowable copays that the providers are required to collect pursuant to Wis. Stat. ch. 49.

Payments for deductibles and coinsurance payable on an assigned Medicare claim shall be made in accordance with Wis. Stat. § 49.46(2)(c).

In accordance with federal regulations contained in 42 C.F.R. § 447.205, DHS will provide public notice in advance of the effective date of any significant proposed change in its methods and standards for setting hourly contracted rates for services.

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Wisconsin
Department of Health Services