

SPECIAL PROVISIONS FOR PROVIDERS OF DURABLE MEDICAL EQUIPMENT AND/OR MEDICAL SUPPLIES

1. If Provider is an Indian Health Service facility, a Tribal facility, or an Urban Indian Clinic, the General Agreement and Special Provisions 2 through 5 below do not apply to Provider. Addendum 1 to these Special Provisions applies to these providers.
2. Provider is a supplier of durable medical equipment (DME) and/or medical supplies and has all state, federal, tribal, and local licenses, certifications, registrations, and permits required of such a business. All such licenses, certifications, registrations, and permits shall be kept current during the term of this agreement.
3. Provider states that it meets accreditation requirements found at OAC 317:30-5-210 or has received a letter from OHCA exempting Provider from accreditation.
4. “Durable medical equipment” and “medical supplies” are defined at OAC 317:30-5-211.1
5. Provider agrees:
 - a. To abide by all restrictions on the provision of DME and/or medical supplies as expressed by the federal statutes and federal regulations, as well as Oklahoma Statutes and Oklahoma rules or the appropriate statutory and regulatory restrictions of the state where DME or medical supplies are provided;
 - b. To complete a separate provider enrollment for each service location;
 - c. That Provider’s provision of DME and/or medical supplies shall be pursuant to the prescription or direction of a physician licensed by the Oklahoma State Board of Medical Licensure and Supervision, the Oklahoma Board of Osteopathic Examiners, or the appropriate licensing body of the state where the physician is located;
 - d. To comply with Medicare DMEPOS Supplier Standards for DME and/or medical supplies provided to SoonerCare members (*available on OHCA’s website at okhca.org*), except Provider is not required to meet surety bond requirements specified in 42 CFR 424.57(c); Provider may request exemption from one or more of these standards by submitting a written request with its enrollment that specifies the exemption requested and the reason for the exemption; OHCA grants these exemptions at its sole discretion and shall notify Provider in writing of its decision; and
 - e. To refer members to OHCA if the member has questions about SoonerCare.
6. Complex Rehabilitation Technology (CRT) suppliers are considered DMEPOS providers. Only CRT suppliers may bill CRT procedure codes. To apply as a CRT provider, Provider must meet all requirements specified in OAC 317:30-5-210 (3).
7. The term of this Agreement shall expire June 30, 2022.

ADDENDUM ONE TO SPECIAL PROVISIONS FOR PROVIDERS OF DURABLE MEDICAL EQUIPMENT AND/OR MEDICAL SUPPLIES

This Addendum applies only if the Provider is a provider at an ITU (Indian Health Services facility, Tribal facility, or Urban Indian clinic).

ARTICLE 1. PURPOSE

The purpose of this Addendum is to delineate Oklahoma Health Care Authority (OHCA) and Provider's agreement that Provider will be reimbursed from OHCA for provision of DME and/or medical supplies.

ARTICLE II. HOSPITAL/CLINIC AGREEMENT

The parties have a current Funding Agreement for Hospital Services and/or Outpatient Clinic Services.

ARTICLE III. PROVIDER

3.1 Provider is a supplier of DME and has all federal licenses, certification, registrations, and permits required of such a business. All such licenses, certification, registrations, and permits shall be kept current during the term of this Agreement. DME is as defined at OAC 317:30-5-211.1.

3.2 Provider agrees:

- a) To abide by all applicable restrictions on the provision of DME as expressed by the federal statutes and federal regulations;
- b) To provide DME pursuant to professional standards;
- c) That PROVIDER's provision of DME shall be pursuant to the prescription or direction of:
 - i. A federally-licensed physician not subject to state licensure laws; or
 - ii. A physician licensed by the Oklahoma State Board of Medical Licensure and Supervision, the Oklahoma board of Osteopathic Examiners, or the appropriate licensing body of the state where the physician is located; and
- d) To bill for DME using the provider number and location issued under this Addendum.

ARTICLE IV. REIMBURSEMENT

OHCA shall reimburse Provider for DME in accordance with the appropriate part of OHCA's Provider Manual provisions of the Oklahoma Administrative Code.