In following the format presented to the committee in the January report, the following information is intended to indicate the overall trends related to CON actions statewide. Regional Councils and Program Agencies may contact the bureau directly if further statistical information is needed specific to their own regions.

- **A30 PHL Appeals received from Bureau of Adjudication for SEMSCO action**
  - Note that the ALJ Report & Order just received did not arrive in time for inclusion in the current SEMSCO meetings. The appeal will be sent to SEMSCO members in early August and placed on the September 26, 2018 agenda.
  - Ambulance EOT = 1
- **Appeals to Article 30 actions currently at ALJ for Adjudication**
  - Ambulance EOT = 1
- **Certified Ambulance or ALSFR Services Ceasing to Operate**
  - Ambulance = 0
  - ALSFR = 0
- **Certified Ambulance or ALSFR Services Transferred to New Owners**
  - Ambulance = 9
  - ALSFR = 1
- **Municipal CON Declarations under A30 PHL 3008(7)(a)**
  - Ambulance = 0
  - ALSFR = 1
- **Municipal conversions to permanent status (rollovers)**
  - Ambulance = 5 (2 current, 3 due by 4th qtr & in process)
  - ALSFR = 2 (1 completed, 1 due by 4th qtr & in process)
- **New Services Approved – Federal or Air Services**
  - Ambulance = 1 (Air Rotor Amb pending)
  - ALSFR = 0
- **New Ambulance & ALSFR Services Authorized under A30 PHL (Non-Muni Declared)**
  - Ambulance = 2 (Received or known to be in process)
  - ALSFR = 0
- **Stock Transfers Under A30 PHL 3010(2)(c)**
  - Ambulance = 3 (2 completed, 1 pending court approvals)
- **Expansions of Operating Territory under A30 PHL 3008**
  - Ambulance = 5 (2 completed, 2 in process, 1 pending)
  - ALSFR = 0
- **Clarifications of Operating Territory per DOH #11-06**
  - Ambulance = 2
- **Emergency Expansion of Operating Territory under A30 PHL 3010(1)(c)**
  - None
- **BLSFR EMS Agency ID#’s Issued (or reinstated) by DOH:**
  - New # issued = 11 (11 new & 12 existing updated)
- **BLSFR EMS Agency ID#’s Deactivated/Archived (have ceased responding)**
  - Deactivated = 0
- **BLSFR EMS Agency ID#’s Updated/Renewed:**
  - Updates = 12
Other Items of General Interest and Information

- The Department's Wadsworth Labs, that handles BG waivers for ambulance services, has clarified that application fees may only be waived for applicants that are wholly volunteer. This means that services that have any paid personnel whatsoever, including providers, staff, supervisors or administration, even if only part time or per diem, are not eligible to have the application fee waived.

- The NYS Department of Motor Vehicles (DMV) has likewise advised the bureau that applicants for the DMV LENS notification program may have the application fee waived if wholly volunteer and recognized as a Certified EMS agency under Article 30 of Public Health Law. Contact NY DMV for other fees that may be waived for some services (eg: annual ambulance vehicle registrations).

- The Office of Health Insurance Programs (OHIP) is the Health Department's program that handles all Medicaid provider enrollments and Medicaid reimbursements (fees for services) for EMS eligible entities. OHIP recently confirmed its position that any municipality that charges fees for services must be itself an enrolled provider and bill under such identity. This is the case even if the municipality uses a 3rd party "operator" to run an ambulance service regardless if the contractor has its own enrolled provider ID. (Please note that BEMSATS has no statutory authority over fees for services or billing matters so all Medicaid enrollment inquiries need to be directed to OHIP.)

- Now that the topic of contracting for services has been mentioned, the Department would like to remind all certified services that are contracting for any 3rd party staffing, care providers or service operators that a copy of such contracts must be filed with BEMSATS. Note that financial information contained in such contracts may be redacted to protect proprietary information, however the remainder of the contractual agreement needs to be on record with the Department. If the contract is for personnel and care providers, appropriate DOH-2828 rosters identifying the personnel should be included. Services may contact their DOH Regional EMS Representatives for further information.

On the previous page some 33 CON actions for certified services and 23 BLSFR related actions are reported. As a matter of comparison, a look back to October 2010 your Systems Report identified 8 TOAs, 4 new or converting Municipally Declared authorities and the same number of appeals under consideration. By February of 2012 CON actions were becoming rather a brisk business with some 34 combined CONs being reported. Just 3 years ago the January 2015 report identified 26 CON related actions completed or in progress. So, for the data geeks, and just looking at these 3 snapshot views, here's the kinds of CON actions in descending order of popularity:

- Transfers of Authority (TOA)
- Municipal Declarations and Conversions (Muni's)
- Expansions of Operating Territory (EOT)
- Transfers of Stock or Member Shares (TOS)
- Establishing a New Authority (New CON)
- Clarifications of Territory (COT)
- Establishing a New State, Federal or Air Authority
- Emergency Expansion of Operating Territory (EEOT)