Medical Transportation Program Demand Response Transportation Services
Medicaid and CHIP Services
Managed Care Compliance and Operations
Procurement Number: HHS0010339
June 16, 2021

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ADDENDA #1
To
Open Enrollment

For

HHS0010339
Medical Transportation Program Demand Response Transportation Services
Medicaid and CHIP Services
Managed Care Compliance and Operations

_____

Notice is hereby given to prospective applicants to the above referenced open enrollment that changes have been made to requirements or information in the open enrollment, as noted in the addenda below.

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	Addendum 1 **06/01/2021**		
Item	**Open Enrollment Reference**	**Previous**	**Revised Language**
1.	Section 8.4.5, Scheduling and Dispatching Requirements	Section 8.4.5.3 Shall notify HHSC the next business day of contact number(s) that are disconnected or incorrect as listed. Section 8.4.5.4 Is responsible for leaving a calling card should a Client fail to appear at the scheduled pick up location. The calling card is left to verify that the DRTS driver arrived and left the pick-up location.	**Sections 8.4.5.3 and 8.4.5.4** are removed in their entirety.
2.	Section 8.4.12, TNC Driver Standards	**Section 8.4.12** Contractor must ensure that TNC drivers comport with Texas Occupations Code §2402.107 and Texas Government Code §533.00258 and that drivers who do not meet these requirements do not provide DRTS.	**Section 8.4.12** To the extent that the Contractor subcontracts with one or more TNCs, the TNCs remain responsible for the following items: TNC must ensure that TNC drivers comport with Texas Occupations Code §2402.107 and Texas Government Code §533.00258 and that drivers who do not meet these requirements do not provide DRTS.
3.	Section 8.4.13, TNC Driver Standards	**Section 8.4.13** For each TNC driver, Contractor must conduct or cause to be conducted screenings against the U.S. Department of Health and Human Services-Office of Inspector General's List of Excluded Individuals and Entities (LEIE), no less than monthly. Contractor must ensure that TNC	**Section 8.4.13** To the extent that the Contractor subcontracts with one or more TNCs, the TNCs remain responsible for the following items: For each TNC driver, TNC must conduct or cause to be conducted screenings against the U.S. Department

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		drivers whose screening requirements are past due or who are listed in the LEIE do not provide DRTS. Contractor must follow relevant provisions of Texas Occupation Code regarding Intoxicating Substance Policy and ensure that use of any substance that may impair the operation of the motor vehicle by the driver is prohibited. Payment for any services that are determined to have been provided by a driver not eligible to provide DRTS will be subject to recoupment.	of Health and Human Services-Office of Inspector General's List of Excluded Individuals and Entities (LEIE), no less than monthly. Contractor must ensure that TNC drivers whose screening requirements are past due or who are listed in the LEIE do not provide DRTS. TNC must follow relevant provisions of Texas Occupation Code regarding Intoxicating Substance Policy and ensure that use of any substance that may impair the operation of the motor vehicle by the driver is prohibited. Payment for any services that are determined to have been provided by a driver not eligible to provide DRTS will be subject to recoupment.
4.	Section 8.4.14, TNC Vehicle Requirements	**Section 8.4.14** Contractor must ensure vehicles used by drivers to provide DRTS comport with Texas Occupations Code §2402.1111.	**Section 8.4.14** To the extent that the Contractor subcontracts with one or more TNCs, the TNCs remain responsible for the following items: TNC must ensure vehicles used by drivers to provide DRTS comport with Texas Occupations Code §2402.111.

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5.	Section 8.4.17, Non-TNC Automation Requirements	**Section 8.4.17.5** Interface with the web-based payment system module in TMTS, as required. Contractor must perform system upgrades as necessary to maintain compatibility with the TMTS. Contractor must make any necessary procedural or operational changes at no cost to HHSC.	**Section 8.4.17** Contractor must perform system upgrades as necessary to maintain compatibility with the TMTS. Contractor must make any necessary procedural or operational changes at no cost to HHSC.
6.	Section 8.4.18, TNC Automation Requirements	**Section 8.4.18** Contractor must make available the appropriate platform, system, or application to HHSC to enter or upload trips assigned to Contractor. Contractor must ensure that any platform, system, or application to which HHSC will enter or upload trip assignment comply with applicable federal and state laws, regulations, and rules governing personally identifiable information (PII), including Health Insurance Portability and Accountability Act (HIPAA) and state agency requirements, policies and procedures.	**Section 8.4.18** If Contractor is a TNC, it must make available the appropriate platform, system, or application to HHSC to enter or upload trips assigned to Contractor. Contractor must ensure that any platform, system, or application to which HHSC will enter or upload trip assignment comply with applicable federal and state laws, regulations, and rules governing personally identifiable information (PII), including Health Insurance Portability and Accountability Act (HIPAA) and state agency requirements, policies and procedures.

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Item	Open Enrollment Reference	Previous	Revised Language
7.	Section 8.9, Background Checks for Personnel	This section does not apply to Contractors who are TNCs. **Section 8.9.1** Contractor must conduct or cause to be conducted for each driver and for each employee who works directly with Clients or who has direct access to Client records the following checks and screening requirements:	This section does not apply to Contractors who are TNCs. **Section 8.9.1** A Contractor that operates a fleet of vehicles whether owned or leased and employs drivers or employees to provide rides to Clients or enters into subcontracts with DRTS providers must conduct or cause to be conducted for each driver and for each employee who works directly with Clients or who has direct access to Client records the following checks and screening requirements:

Previous column table:

Checks and Screening Requirements	Frequency
State Sex Offender Registry check from the Texas Department of Public Safety's website	Annually from date of hire
National Sex Offender Registry check from an organization that is nationally approved and recognized to provide sex offender registry checks	Annually from date of hire

Revised Language column table:

Checks and Screening Requirements	Frequency
State Sex Offender Registry check from the Texas Department of Public Safety's website	Annually from date of hire for drivers or any employee that may be used as a driver; upon hiring for any employee who has direct

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		Addendum 1 **06/01/2021**				
Item	**Open Enrollment Reference**	**Previous**		**Revised Language**		
		Federal and State database screening requirements: • U.S. Department of Health and Human Services-Office of Inspector General's List of Excluded Individuals and Entities (LEIE) (applies to TNCs and their drivers); • HHSC Inspector General exclusion list; • Texas Comptroller of Public Accounts' Vendor Debarment List; • Social Security Administration's Death Master File; • Excluded Parties List System (EPLS) on the System for Award Management (SAM)	Annually from date of hire, except for LEIE and EPLS, which must be conducted monthly.		access to client records.
				National Sex Offender Registry check from an organization that is nationally approved and recognized to provide sex offender registry checks	Annually from date of hire for drivers or any employee that may be used as a driver; upon hiring for any employee who has direct access to client records.

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			Federal and State database screening requirements: • U.S. Department of Health and Human Services-Office of Inspector General's List of Excluded Individuals and Entities (LEIE) (applies to TNCs and their drivers); • HHSC Inspector General exclusion list; • Texas Comptroller of Public Accounts' Vendor Debarment List; • Social Security Administration's Death Master File; • Excluded Parties List System (EPLS) on the System for Award Management (SAM)	Annually from date of hire, except for LEIE and EPLS, which must be conducted monthly.
8.	Section 8.13, Terms and Conditions	**Section 8.13.1**, Assignment/Assumption of Subcontractors Upon Termination.	**Section 8.13.1** is deleted in its entirety and replaced with the following language:

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		If HHSC terminates the Contract for any reason, Contractor, upon HHSC's request, must consent to assignment or assumption of any of its Subcontracts, as applicable, or discrete provisions thereof, for services and deliverables provided under the Contract to HHSC or HHSC's designee. Such an assignment or assumption would be valid for at least 181 days before Subcontractor can terminate the agreement with HHSC. Any Subcontracts or Subcontract amendments that Contractor executes after the effective date of the Contract must contain the Subcontractor's express agreement that HHSC has the foregoing option.	**Termination for Convenience**. Either Party may terminate this Contract for convenience and without penalty with 90 days prior written notice. The termination date will be calculated as the last day of the month following 90 days from the date the notice of intent to terminate is received by either Party.