

**Title 8, California Code of Regulations**  
**Chapter 4.5. Division Of Workers' Compensation**  
**Subchapter 1 - Administrative Director -Administrative Rules**

**Article 5.3.**

**§ 9789.70. Ambulance Services.**

(a) The maximum reasonable fee for ambulance services rendered after January 1, 2004 shall not exceed 120% of the applicable fee for the Calendar Year 2004 set forth in CMS's Ambulance Fee Schedule, which is established pursuant to Section 1834 of the Social Security Act (42 U.S.C. § 1395m) and applicable to California. The Ambulance Fee Schedule, which can be found at the CMS Internet Website <http://www.cms.hhs.gov/suppliers/ambulance> is incorporated by reference and will be made available on the Division of Workers' Compensation's Internet Website ([http://www.dir.ca.gov/DWC/dwc\\_home\\_page.htm](http://www.dir.ca.gov/DWC/dwc_home_page.htm)) or upon request to the Administrative Director at:

Division of Workers' Compensation (Attention: OMFS) P.O. Box 420603 San Francisco, CA 94142.

(b) For any ambulance service not covered by a Medicare payment system, the maximum reasonable fee paid shall not exceed the fee specified in the OMFS 2003.

(c) This section is not applicable to services provided by any air ambulance provider which at the time of service is an "air carrier" as defined in Title 49 U.S.C.A. Section 41002, a part of the Airline Deregulation Act of 1978 as amended.

Authority cited: Sections 133, 4603.5, 5307.1 and 5307.3, Labor Code.

Reference: Sections 4600, 4603.2 and 5307.1, Labor Code.