

## **MEDICAID COMPLIANCE FOR HEALTH-RELATED SERVICES**

### **I. Policy Statement**

The Board of Education recognizes its responsibilities to provide services for children with disabilities and to pursue funds available from federal sources for this purpose.

Accordingly, the East Ramapo Central School District (ERCSD) actively seeks reimbursement from the New York State Department of Education and the New York State Department of Health for health-related services provided to Medicaid eligible children with disabilities.

### **II. Purpose**

The purpose of this policy is to authorize conditions under which the ERCSD may seek reimbursement for health-related services provided to Medicaid eligible children with disabilities.

### **III. Definitions**

- A. Health-Related Services – Services that include audiology, nutrition, occupational therapy, physical therapy, social work, counseling, nursing, speech and language, psychological and other services approved by federal regulations.
- B. Individualized Education Program (IEP) – An instructional program designed for each child with a disability as recommended by an IEP team.
- C. Third-Party Billing – The process for billing Medicaid for reimbursement of health-related services for Medicaid eligible ERCSD children with disabilities by qualified ERCSD service providers.

### **IV. Compliance**

The ERCSD Department of Special Education is assigned the overall responsibility for implementing, directing and maintaining the third-party billing process to seek Medicaid reimbursement for health-related services. They are also responsible for implementing an effective compliance program which includes the following attributes:

- 1. Written Superintendent Regulations are required to provide guidance, reporting, attestation, certification to the state, investigations, and resolution processes associated with the Medicaid activities.
- 2. A Medicaid compliance officer is to be designated to report directly to the senior administrator regarding this program.
- 3. Regular Medicaid training for ERCSD employees must exist.
- 4. A confidential disclosure mechanism must exist to enable anonymous reporting.
- 5. Procedures must support non-intimidation and non-retaliation for good faith reporting.
- 6. A process to assure fair enforcement and ramifications for non-compliant behavior or failure to report non-compliance must exist.
- 7. A process is to be defined and enacted to resolve non-compliance and assure prevention of non-compliance.
- 8. Compliance risks based on regular provider types' evaluations are to be regularly assessed. Activities are to be implemented and documented to manage those risks.

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**V. Delegation of Authority**

The Superintendent is authorized and responsible for developing appropriate procedures for the implementation of the policy.

**VI. Monitoring**

The Medicaid Compliance Officer shall provide a report to the Board of Education at least annually.

Cross Reference:

- 3310 Administrative Regulations
- 6630 Financial Reports & Statements
- 6700 Purchasing
- 9645 Disclosure of Wrongful Conduct (Whistleblowing)

See also:

Medicaid Compliance Program 18 NYCRR Part 521 Social Services Law Section 363-d and NYCRR Part 521

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