

TO: Local District Commissioners, Medicaid Directors

FROM: Mark Kissinger, Deputy Commissioner
Office of Long Term Care

SUBJECT: Prior Authorized State Plan Services and the Department of Health and Human Services' Office of the Inspector General's (HHS OIG) Exclusion Program

EFFECTIVE DATE: Immediately

CONTACT PERSON: Personal Care Service Program (PCSP) Liaison (518)474-5888

The purpose of this message is to inform local departments of social services (LDSS) of the impact of Department of Health and Human Services' Office of the Inspector General's (HHS OIG) exclusion program, mandated by the U.S. Congress (§ 1862(e)(1)(B) of the Social Security Act and 42 CFR 1001.1901). The exclusion program disallows any Medicaid payments for any items or services furnished, ordered or prescribed by an excluded individual or entity.

The HHS OIG maintains a comprehensive list of providers excluded from participation in Medicaid and Medicare funded programs. The "List of Excluded Individuals and Entities (LEIE)" can be found and reviewed at <http://oig.hhs.gov/fraud/exclusions.asp>. It is the district's responsibility to assure that no State plan home care service is prior authorized when the service has been ordered by a physician whose name appears on the LEIE. The district must develop a policy and procedure to be followed in this circumstance.

Please contact your district liaison if you have questions regarding this information.