

Great Rivers Behavioral Health Organization

Policy Title:	Prohibited Affiliations with Individuals Debarred by Federal Agencies	Policy No. 6010.02
Category:	Contract Compliance	Date Adopted: 04/01/2016
		Date Revised: 08/08/2017 02/22/2019
Reference:	HCA Contracts with Great Rivers Behavioral Health Revised Code of Washington 39.26.200 42 CFR 438.610; 42 CFR 455.104; 42 CFR 455.106; 42 CFR 455.436; 42 CFR 1001.1901; 42 U.S. Code § 1320a-7; 45 CFR 92.35 Social Security Act (SSA) Section 1903(i)(2); Section 1128 or Section 1128A of the SSA, Executive Order 12549 Medicare-Medicaid Anti-Fraud and Abuse Amendments of 1977 (P.L. 95-142); 42 U.S.C. Section 1320a-7(b)(4), 42 U.S.C. Section a-7(b)(6), and 42 U.S.C. Section 1320a-7(b)(14); Federal Acquisition Regulations (48 CFR Ch. 1 et.seq.) and the Government Debarment and Suspension (Non-Procurement), 68 FR 66534, Nove 26, 2003.; 42 C. F. R. Section 1001.1901.	

Policy:

- 1.1. Great Rivers Behavioral Health Organization (Great Rivers) contractors shall not employ or contract with individuals, agencies, facilities or businesses excluded, debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in Federal health care or other Federal department or agency programs.

Procedure:

- 2.1. Great Rivers Contractors will complete monthly exclusion screenings on:
 - 2.1.1. Individuals with an employment, consulting, or other arrangement with a Contractor for the provision of items and services that are significant and material to Great Rivers' obligations under the agreements associated to federal funds.
 - 2.1.2. Contractor's own staff, board, and subcontractors to ensure that they are not excluded entities.
 - 2.1.3. Monthly exclusion screenings will include an attestation regarding the details of the process used including the persons/entities screened, when and how this was done, the date of the request and results, the results themselves as well as the identity and role of the person who performed the screening request.
- 2.2. Requirements for Notification by Contractors to Great Rivers.
 - 2.2.1. Great Rivers' contractors will provide a list of their directors, officer, and partners, as well as, their subcontractors' directors, officers, and partners.
 - 2.2.2. Great Rivers' contractors will supply a list of individuals or entities with an ownership or control interest of at least five (5) percent of the Contractor's equity.
 - 2.2.3. Great Rivers contractors are required to notify by email to contract@greatriversbho.org newly added:

- 2.2.3.1. Contractor and subcontractor's employees, individuals and entities that would benefit directly or indirectly from funds received under agreements associated to federal funds.
- 2.2.3.2. Contractor and subcontractor's employees, individuals and entities with an ownership or control interest that would benefit from funds received under agreements associated to federal funds.
- 2.2.4. Great Rivers contractors must report to Great Rivers any excluded individual and entities discovered in the screenings within ten (10) days.
- 2.3. Great Rivers contractors will not make any payments with federal funds for goods or services that directly or indirectly benefit any excluded individual or entity. Great Rivers contractors will promptly recover any payments for goods and services that benefit excluded individuals and entities that it discovers.
- 2.4. Civil monetary penalties may be imposed against Great Rivers and its contractors if it employs or enters into a contract with an excluded individual or entity to provide goods or services to Enrollees (SSA section 1128A (a)(6) and 42 CFR 1003.102(a)2)).
- 2.5. Exclusions Screening. Exclusion Screening to include Office of Inspector General (OIG) exclusion check known as the List of Excluded Individuals and Entities (LEIE), General Services Administration (GSA) exclusion check known as the System for Award Management (SAM) and the Washington State Provider termination and exclusion lists for all Great Rivers staff and Governing Board members, and any person with an employment, consulting or other arrangement with the PIHP for the provision of items and services that are significant and material to the PIHP's obligations under its contract with the State.
 - 2.5.1. The list of OIG excluded individuals may be found at:
https://oig.hhs.gov/exclusions/exclusions_list.asp.
 - 2.5.2. The search for SAM excluded individuals may be found under data access at
<https://www.sam.gov>.
 - 2.5.3. The search for individuals excluded by Washington State may be found at
<https://www.hca.wa.gov/billers-providers/apple-health-medicaid-providers/provider-termination-and-exclusion-list>.

POLICY SIGNATURE

Edna J. Fund, Chair
Great Rivers Governing Board

03/08/2019

Date