

STATE OF WASHINGTON HEALTH CARE AUTHORITY 626 8th Avenue, SE • Olympia, Washington 98501

November 15, 2018

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 18-0038 Mandatory Education Regarding False Claims Act

Effective Date: January 1, 2019

Description: The Health Care Authority (the Agency) intends to submit Medicaid State Plan Amendment (SPA) 18-0038 to comply with Section 1902(a)(68) of the Social Security Act. This section mandates that a Medicaid State Plan require any entity receiving or making total annual payments under the Medicaid State Plan of \$5 million or more, as a condition of receiving payments, to establish, adopt, and disseminate written policies about the False Claims Act for all its employees, contractors, and agents.

SPA 18-0038 is expected to have no effect on the annual aggregate expenditures/payments for the Apple Health program. The Agency intends to submit to the Centers for Medicare and Medicaid Services SPA 18-0038 in order to:

- More accurately describe the Agency's existing process for monitoring compliance of entities that annually receive or make \$5 million or more in total annual payments under the Medicaid State Plan, including that the Agency:
 - Requires every entity to attest under penalty of perjury as to the entity's compliance with Section 1902(a)(68) of the Social Security Act; and
 - May request an entity to provide to the Agency copies of the entity's written policies and proof of dissemination for review by all employees, contractors, and agents of the entity;
- Clarify that the \$5 million threshold is based on the Federal fiscal year; and
- Clarify the date that the Agency identifies entities subject to this requirement.

SPA 18-0038 will also state that, for entities that do not comply with Section 1902(a)(68) of the Social Security Act, the Agency may:

- Provide a warning, with a reasonable period of time for the entity to comply; or
- Suspend or forfeit Medicaid payments to the entity until the entity establishes its compliance with the requirements of Section 1902(a)(68) of the Social Security Act.

A copy of SPA 18-0038 is available for review. The Agency would appreciate any input or concerns regarding this SPA. To request a copy of the SPA, you may contact the agency in your county listed in the table or the person named below. To submit comments, please contact the person named below (please note that all comments are subject to public review and disclosure, as are the names of those who comment).

OFFICE OF THE CODE REVISER STATE OF WASHINGTON FILED

DATE: November 15, 2018 TIME: 10:18 AM

WSR 18-23-048

Interested parties may submit comments and concerns about the rates or the effects the changes may have on beneficiary access to care or continued service access. Please submit comments and concerns to the person named below by email by December 15, 2018. Please note that all comments are subject to public review and disclosure, as are the names of those who comment.

CONTACT Name: Gregory Sandoz Program: Medicaid Program Operations and Integrity Address: 626 – 8th Avenue SE, PO Box 45502, Olympia, WA 98501 Phone: 360-725-1624 TRS (TTY/TDD): 711 E-mail address: <u>Greg.sandoz@hca.wa.gov</u> Web site address: <u>www.hca.wa.gov</u>

County Contacts

Adams County Adams County Health Department 108 West Main Ritzville, WA 99169 Phone (509) 659-3315

Asotin County

Clarkston Home and Community Services Office 525 Fifth Street Clarkston, WA 99403 Web site http://www.altcwashington.com Phone (509) 751-4672 Alt. Phone 1-800-310-4881 Fax (509) 758-4593

Benton County

Tri-Cities Home and Community Services Office 500 North Morain Street Suite 2210 Kennewick, WA 99336 Phone (509) 374-2100 Alt. Phone 1-800-310-4833 Fax (509) 374-7559

Chelan County

Chelan Community Services Office 805 South Mission Street Wenatchee, WA 98801 Phone (509) 667-6000 **Clallam County** Port Angeles Home and Community Services Office 235 West 1st Street Port Angeles, WA 98362 Phone (360) 565-2160 Alt. Phone 1-800-280-9891 TTY (360) 417-5651 Fax (360) 417-1416

Clark County

Vancouver Home and Community Services Office 800 N.E. 136th Avenue Suite 220 Vancouver, WA 98684 Phone (360) 397-9500 Alt. Phone 1-800-280-0586 TTY (360) 750-4079 Fax (360) 992-7949

Columbia County

Aging and Disability Resource Center 410 East Main Dayton, WA 99328 Web site http://www.altcwashington.com/ Phone (509) 382-4787

Cowlitz County

Kelso Home and Community Services Office 711 Vine Street Kelso, WA 98626 Phone (360) 501-2500 Alt. Phone 1-800-605-7322 TTY (360) 577-7591 Fax (360) 578-4106

Douglas County

Wenatchee Home and Community Services Office 50 Simon Street S.E. Suite B East Wenatchee, WA 98802 Phone (509) 886-6140 Alt. Phone 1-800-670-8874 Fax (509) 886-6221

Ferry County

Republic Home and Community Services Office 89 East Delaware Republic, WA 99166 Phone (509) 775-2227 Alt. Phone 1-888-437-0516 TTY (509) 775-2661 Fax (509) 775-2401

Franklin County

Franklin County Commissioners Office 1016 North 4th Avenue Pasco, WA 99301 Phone (509) 545-3535

Garfield County

Garfield County District Court 789 West Main Street P.O. Box 817 or 819 Pomeroy, WA 99347 Phone (509) 843-1002

Grant County

Moses Lake Home and Community Services Office 1651 South Pilgrim Street Moses Lake, WA 98837 Phone (509) 764-5657 Alt. Phone 1-800-671-8902 TTY 1-800-833-6388 Fax (509) 764-5656

Grays Harbor County

Aberdeen Home and Community Services Office 415 West Wishkah Street Suite A2 Aberdeen, WA 98520 Phone (360) 533-9222 Alt. Phone 1-800-487-0119 TTY (360) 533-9730 Fax (360) 533-9782

Island County

Oak Harbor Home and Community Services Office 900 East College Way Suite 210 Mt. Vernon, WA 98273 Phone (360) 429-2961 Alt. Phone 1-866-608-0836 Fax (360) 429-2958

Jefferson County

Port Townsend Home and Community Services Office 915 Sheridan Street Suite 201 Port Townsend, WA 98368 Phone (360) 379-4326 Alt. Phone 1-800-280-9991 Fax (360) 344-4600

King County

King County Home and Community Services Office 1737 Airport Way South Suite 130 P.O. Box 24847 Seattle, WA 98134 Phone (206) 341-7750 Alt. Phone 1-800-346-9257 TTY 1-800-833-6384

Kitsap County

Bremerton Home and Community Services Office 4710 Auto Center Boulevard Bremerton, WA 98312 Phone (360) 473-2299 Alt. Phone 1-800-422-7114 TTY (360) 478-4928 Fax (360) 478-6467

Kittitas County

Ellensburg Home and Community Services Office 100 East Jackson Avenue Suite 100 Ellensburg, WA 98926 Phone (509) 925-0433 Alt. Phone 1-800-310-4999 Fax (509) 962-7755

Klickitat County

White Salmon Home and Community Services Office 221 North Main Street White Salmon, WA 98672 Phone (509) 493-6157 Alt. Phone 1-800-504-1180

Lewis County

Chehalis Home and Community Services Office 3451 Galvin Road Centralia, WA 98531 Phone (360) 807-7150 Alt. Phone 1-800-487-0360 Fax (360) 330-7552

Lincoln County

Lincoln County Health Department 90 Nicholls Street Davenport, WA 99122 Phone (509) 725-1001

Mason County

Shelton Home and Community Services Office 2505 Olympic Highway North Suite 440 Shelton, WA 98584 Phone (360) 664-9050 Alt. Phone 1-800-462-4957 Fax (360) 432-2045

Okanogan County

Omak Home and Community Services Office 130 South Main Omak, WA 98841 Phone (509) 846-2103 Alt. Phone 1-888-437-0529 TTY (509) 826-7389 Fax (509) 826-7439

Pacific County

South Bend Home and Community Services Office 307 East Robert Bush Drive P.O. Box 87 South Bend, WA 98586 Phone (360) 875-4222 Alt. Phone 1-800-458-3747 Fax (360) 875-0590

Pend Oreille County

Newport Home and Community Services Office 1600 West First Avenue Newport, WA 99156 Phone (509) 447-6223 Alt. Phone 1-888-437-0516 Fax (509) 447-5256

Pierce County

Tacoma Home and Community Services Office 1949 South State Street Tacoma, WA 98405 Phone (253) 476-7200 Alt. Phone 1-800-442-5129 TTY (253) 593-5471 Fax (253) 597-4161

San Juan County

San Juan County Health Services 145 Rhone Street Friday Harbor, WA 98250 Phone (360) 378-4474 Fax (360) 378-7036

Skagit County

Mount Vernon Home and Community Services Office 900 East College Way Suite 210 Mt. Vernon, WA 98273 Phone (360) 429-2961 Alt. Phone 1-866-608-0836 Fax (360) 416-7401

Skamania County

Stevenson Home and Community Services Office 266 S.W. Second Street P.O. Box 817 Stevenson, WA 98648 Phone (509) 427-5611 Alt. Phone 1-800-505-4203 Fax (509) 427-4604

Snohomish County

Smokey Point Home and Community Services Office 3906 172nd Street N.E. Suite 101 Arlington, WA 98223 Phone (360) 651-6800 Alt. Phone 1-800-827-2984 Fax (360) 651-6832

Spokane County

Spokane Home and Community Services Office 1330 North Washington Street Suite 3000 Spokane, WA 99201 Phone (509) 568-3700 Alt. Phone 1-800-459-0421 TTY (509) 568-3697 Fax (509) 568-3771

Stevens County

Colville Home and Community Services Office 1100 South Main Colville, WA 99114 Phone (509) 685-5644 Alt. Phone 1-800-437-0516 Fax (509) 684-7430

Thurston County

Tumwater Home and Community Services Office 6639 Capitol Boulevard S.W. Tumwater, WA 98512 Phone (360) 664-9050 Alt. Phone 1-800-462-4957 TTY (360) 407-1678 Fax (360) 664-9107

Wahkiakum County

Health and Human Services 42 Elochoman Valley Road Cathlamet, WA 98612 Phone (360) 795-8630 Alt. Phone 1-800-635-5989

Walla Walla County

Walla Walla Home and Community Services Office 206 West Poplar Walla Walla, WA 99362 Phone (509) 524-4960 Alt. Phone 1-800-310-5678 Fax (509) 527-4142

Whatcom County

Bellingham Home and Community Services Office 600 Lakeway Drive Bellingham, WA 98225 Phone (360) 756-5750 Alt. Phone 1-800-239-8292 Fax (360) 676-2239

Whitman County

Colfax Home and Community Services Office 418 South Main Street Suite 3 Colfax, WA 99111 Phone (509) 397-5054 Alt. Phone 1-800-459-0421 Fax (509) 397-4323

Yakima County

Yakima Home and Community Services Office 1002 North 16th Avenue Yakima, WA 98902 Phone (509) 225-4400 Alt. Phone 1-800-822-2097 Fax (509) 575-2286