




MPHCA 2017 Annual Conference Sessions



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Contracts and Compliance with HRSA Requirements - 2017

Introduction

- Program Requirement #10
- OMB Super Circular

Program Requirement #10

- ▶ Health center exercises appropriate oversight and authority over all contracted services, including assuring that any sub-recipient (s) meets Health Center Program requirements.
- ▶ Questions from November 2014 OSV guide.

Compliance with OMB Super Circular

- ▶ See highlighted OMB Super Circular

FAQ - Contracts

What are needed in arrangements to meet HRSA program requirements? To be compliant contract?

▶ PR# 2 – Services

1. Addresses required or additional services provided in-house or via contract

▶ PR# 3 – Staffing

1. Requires Credentialing/privileging of all contracted clinical support staff.

▶ PR# 7 – Sliding Fee provisions

1. Contract for services within scope with 3rd party who bills the referred patient separately must have provisions that includes the contractors' SFD program available to the referred patient. These 3rd party SFD or Charity program should have benefits equal to or greater than the grantee SFD's program

FAQ – Contracts - Continued

▶ PR#10 – Contracts

1. Must have provisions to ensure:

- a. The agreement does not have provisions that may impair the grantee's BOD authority or independence.
- b. Monitoring and evaluation of the contractor's performance under the agreement.
- c. Contracted 3rd party is not listed on Medicare's Exclusion database.
<https://www.cms.gov/Research-Statistics-Data-and-Systems/Computer-Data-and-Systems/MED/Overview-MED.html>
- d. Contracted 3rd party is not listed on OIG's exclusion database. What is the List of Excluded Individuals/Entities (LEIE)?
 - OIG's List of Excluded Individuals/Entities (LEIE) provides information to the health care industry, patients and the public regarding individuals and entities currently excluded from participation in Medicare, Medicaid and all other Federal health care programs. Individuals and entities who have been reinstated are removed from the LEIE. <https://exclusions.oig.hhs.gov/>

FAQ – Contracts - Continued

▶ PR# 16 – Scope

1. Covered scope of services checked under column 1, column 2, or column 3.

▶ PR# 17 – Board Authority

1. BOD approved policy authorizing individual with contracting approval up to specified value, duration, and/or aggregation.

▶ PR# 19 – Conflict of Interest provisions

1. Provisions to comply with OMB Super Circular e.g. in awarding construction contracts under a HRSA NAP or Development Grant greater than \$500,000.
2. Contract with an existing employee owned company or with a BOD member affiliated company.

Questions?

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