

NORTHCARE NETWORK

POLICY TITLE: Mission of the Compliance Program	CATEGORY: Compliance	
EFFECTIVE DATE: 8/5/04	BOARD APPROVAL DATE: 9/4/13	
REVIEWED DATE: 8/26/24	REVISION(S) TO POLICY STATEMENT: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	OTHER REVISION(S): <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
RESPONSIBLE PARTY: Compliance & Privacy Officer	CEO APPROVAL DATE: 9/3/24 Megan Rooney, CEO	

APPLIES TO

NorthCare Network Personnel
Network Providers

POLICY

NorthCare Network is dedicated to adhering to the highest ethical standards through compliance with applicable state and federal laws, external quality reviews, and accreditation standards. If state or federal requirements conflict with accreditation standards, NorthCare Network will follow the most stringent requirements. To evidence this dedication, the NorthCare Network Governing Board has adopted, developed, and implemented the organization's Compliance Program.

PURPOSE

The purpose of this policy is to:

- A. Articulate NorthCare Network's commitment to a process that meets the Federal Sentencing Guidelines recommended compliance program components, and,
- B. To aid in the prevention and detection of criminal conduct and to reduce the likelihood of recklessly disregarding or deliberately violating the law.

DEFINITIONS

N/A

REFERENCES

- BBA Section 438.608
- Federal Sentencing Guidelines, Chapter 8
- Deficit Reduction Act of 2005; Public Law 109-171- Feb 8, 2006
- Federal False Claims Act
- Whistleblowers' Protection Act 469 of 1980
- Anti-Kickback Law
- Stark Law
- MDHHS/PIHP Contract
- Michigan False Claims Act
- Medicaid Provider Manual
- NorthCare Network Compliance Program Plan and Policies

HISTORY

REVISION DATE: 5/2/07, 4/10/10, 9/4/13, 8/27/14, 1/18/17, 11/15/17, 9/25/18, 2/6/19, 12/3/19, 8/23/21, 6/10/22, 5/3/23

REVIEW: 1/10/11, 3/13/13, 9/4/13, 8/27/14, 5/22/15, 3/21/16, 1/18/17, 11/15/17, 9/25/18, 2/6/19, 12/3/19, 10/21/20, 8/23/21, 6/10/22, 5/3/23, 8/26/24

CEO APPROVAL DATE: 3/13/13, 9/4/13, 8/27/14, 6/2/15, 4/4/16, 2/7/17, 12/11/17, 10/2/18, 2/7/19, 1/7/20, 11/3/20, 9/7/21, 7/12/22, 6/5/23, 9/3/24

BOARD APPROVAL DATE: 8/4/04, 5/2/07, 3/21/13, 9/4/13

PROCEDURES

NorthCare Network requires all network providers billing or paying out \$5 million or more to Medicaid annually, to have a formal compliance program. [Provision of the Deficit Reduction Act of 2005 signed into law Feb. 8, 2006]. Providers not meeting this threshold are expected to have formal compliance efforts documented and implemented that include, at minimum: monthly exclusion checks, process to collect, as required, Disclosure of Ownership, Controlling Interest, and Criminal Convictions, and auditing and monitoring of claims and encounters to assist in the prevention of Fraud, Waste and Abuse.

NorthCare Network ensures all reported violations are investigated and will strive through constant attention to ensure that the Compliance Plan is effective in preventing, detecting, and eliminating fraud, waste, abuse, and other violations. In addition, promotion of and adherence to the Compliance Plan will be part of the performance evaluation criteria for NorthCare Network Personnel and Network Providers, as applicable.

Neither NorthCare Network Personnel nor any Network Providers have the authority to act contrary to any provision of the Compliance Plan or to condone any such violation by others. Any NorthCare Network Personnel or Network Provider with knowledge of information concerning a suspected violation of law or violation of a provision of the Compliance Plan or NorthCare Network policy as it relates to Fraud, Waste or Abuse is required to report promptly such violations in accordance with NorthCare Network's *Responsibilities for Reporting Non-Compliance Policy*.

NorthCare Network Personnel who violate any provision of the Compliance Plan, including the duty to report suspected violations, shall be subject to disciplinary measures in accordance with NorthCare Network's Personnel Policies using the Compliance Plan and the *Enforcement and Discipline Policy* as guidelines.

NorthCare Network's Compliance Plan also applies to those managed behavioral healthcare responsibilities and functions it has delegated to its Member CMHSPs (Community Mental Health Service Programs) or other contractors.