

Memo Date: November 17, 2016

Memo Topic: Provider Revalidation

To: Medicare-Medicaid Plans (MMPs)

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South Carolina Department of Health and Human Services (SCDHHS)

Background Information

The Centers for Medicare & Medicaid Services (CMS) has mandated that providers revalidate their enrollment information. Providers that enrolled in the South Carolina Healthy Connections Medicaid program prior to Dec. 2, 2012, will be revalidated in six groups of approximately 8,000 providers in each group. These groups are largely determined by provider type and CMS-assigned risk level. Providers should not take any steps to revalidate their enrollment until they receive an official notification letter from the South Carolina Department of Health and Human Services (SCDHHS). To date, approximately 4,700 providers have been deemed non-responsive. The deadline for Provider Revalidations is September 25, 2016.

Healthy Connections Prime Three-Way Contract

The Three-Way Contract language is as follow:

- 2.7.2.8. Network Provider Enrollment. CICO shall assure that all Network Providers that provide Medicare Covered Services are enrolled as Medicare Providers in order to submit claims for reimbursement or otherwise participate in the Medicare Program. CICO shall assure that all Network Providers, including out-of-state Network Providers, that provide Medicaid Covered Services are enrolled in the South Carolina Medicaid Program, if such enrollment is required by SCDHHS's rules or policy in order to submit claims for reimbursement or otherwise participate in the South Carolina Medicaid Program.
- 2.7.1.2.3. For services in which Medicaid is the traditional primary payer, including behavioral health and substance abuse services, the CICO must establish a Provider Network that meets the existing requirements of the Medicaid Managed Care program, as dictated by the Medicaid Managed Care Contract, and Policy and Procedures Guide (available at <https://msp.scdhhs.gov/managedcare/site-page/mco-contract-pp>).
- 2.7.3.6.1. The CICO may not contract with, or otherwise pay for any items or services furnished, directed or prescribed by, a Provider that has been excluded from participation in federal health care programs by the OIG of the U.S. Department of Health and Human Services under either Section 1128

or Section 1128A of the Social Security Act, and implementing regulations at 42 C.F.R. Part 1001 et. seq., or that has been terminated from participation under Medicare or another state's Medicaid program, except as permitted under 42 C.F.R. §1001.1801 and §1001.1901

Healthy Connections Prime and Provider Terminations

Providers who have been terminated due to missing their revalidation deadline are not 'terminated for cause' under 42 C.F.R. Part 1001 et. seq. Therefore, these providers may remain within the CICOs provider network if the provider also participates in the Medicare program.

- Providers who choose to not revalidate his or her Healthy Connections Medicaid provider enrollment are involuntarily terminated by SCDHHS. The action of not revalidating his or her enrollment is considered a choice by the provider. Therefore, the provider is considered in 'good standing' with Healthy Connections Medicaid.
- Termination for Cause refers to the act of a Healthy Connections Medicaid provider being terminated based upon fraud, integrity, or quality. Consequently, the provider will become an 'Excluded Provider' as referenced in Three-Way Contract clause 2.7.3.6.
- Only providers Terminated for Cause by SCDHHS will become an 'Excluded Provider' as referenced in Three-Way Contract clause 2.7.3.6.

Provider Terminations and Revalidations

Providers who have been terminated due to missing their revalidation deadline are not 'terminated for cause' under 42 C.F.R. Part 1001 et. seq. Therefore, these providers may remain within the CICOs provider network, if the provider also participates in the Medicare program. SCDHHS must CICOs to terminate all non-revalidated Medicaid-only providers by November 18, 2016. Providers not revalidated by December 18, 2016, must complete a new credentialing application with the CICO.

Contact Information

For more information on SCDHHS Provider Revalidation protocol, please visit <https://msp.scdhhs.gov/revalidation>.