

MEDICAID POLICY INFORMATION SHEET

Policy Analyst: Kayla Lowers

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Initial ☐

Public Comment ☒

Final ☐

Brief description of policy:

Per §1128B of the Social Security Act, states are allowed to exclude individuals who have been convicted of Medicaid fraud in federal court due to their own misrepresentations from receiving Medicaid for up to one year.

Reason for policy (problem being addressed):

This policy is intended to help eliminate beneficiary fraud throughout the Medicaid program.

Budget implication:

☒ budget neutral

☐ will cost MDHHS \$, and (select one) budgeted in current appropriation

☐ will save MDHHS \$

Is this policy change mandated per federal requirements?

No, however the authority for beneficiary lock-outs is found in the Social Security Act at §1128B.

Does policy have operational implications on other parts of MDHHS?

Yes, this will affect the how some cases are processed by Michigan Department of Health and Human Services (MDHHS) field offices when intentional program violations are discovered.

Does policy have operational implications on other departments?

No.

Summary of input:

☒ controversial

☐ acceptable to most/all groups

☐ limited public interest/comment

Supporting Documentation:

State Plan Amendment Required: ☐ Yes ☒ No

If Yes, please provide status:

☐ Approved

☐ Pending

☐ Denied

Date:

Approval

Date:

Public Notice Required: ☐ Yes ☒ No

If yes,

Submission Date:

DRAFT FOR PUBLIC COMMENT Michigan Department of Health and Human Services		
	Project Number: 1931-Eligibility	Date: October 7, 2019

Comments Due: November 12, 2019
Proposed Effective Date: January 1, 2020
Direct Comments To: Kayla Lowers
Address: Program Policy Division/MDHHS/MSA/CCC 7th Floor
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Policy Subject: Medicaid Lock-Out Affected Programs: Medicaid Distribution: Bridges Eligibility Manual (BEM) Holders Summary: Per §1128B of the Social Security Act, states are allowed to exclude individuals who have been convicted of Medicaid fraud in federal court due to their own misrepresentations from receiving Medicaid for up to one year. Purpose: To help eliminate fraud through the Medicaid program. Cost Implications: Budget neutral. Potential Hearings & Appeal Issues: None.
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State Plan Amendment Required: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, date submitted:	Public Notice Required: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Submitted date:
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Tribal Notification: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> - Date:

THIS SECTION COMPLETED BY RECEIVER

<input type="checkbox"/> Approved	<input type="checkbox"/> No Comments
<input type="checkbox"/> Disapproved	<input type="checkbox"/> See Comments Below <input type="checkbox"/> See Comments in Text

Signature:	Phone Number
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Signature Printed:

Bureau/Administration <i>(please print)</i>	Date
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Proposed Policy Draft

Michigan Department of Health and Human Services
Medical Services Administration

Distribution: Bridges Eligibility Manual (BEM) Holders

Issued: December 1, 2019 (Proposed)

Subject: Medicaid Lock-Out

Effective: January 1, 2020 (Proposed)

Programs Affected: Medicaid

To address beneficiary fraud and consistent with federal law, the Michigan Department of Health and Human Services (MDHHS) will pursue restrictions on Medicaid eligibility for individuals who are convicted of certain crimes related to the Medicaid program. Specifically, MDHHS may limit, restrict or suspend, for a period not exceeding one year, the Medicaid eligibility of any beneficiary who is convicted of an offense related to false statements or representations in connection with the Medicaid program, as described §1128B of the Social Security Act.