



Garfunkel, Wild & Travis, P.C.
New York New Jersey Connecticut

Legal Alert

December 2009

REMINDER

OMIG MANDATORY PROVIDER COMPLIANCE CERTIFICATION MUST BE SIGNED BY DECEMBER 31, 2009

If your group practice receives annually \$500,000 or more directly or indirectly from the Medicaid program (which includes not only straight Medicaid fee-for-service payments, but payments from Medicaid managed care plans as well), the group must certify to the Office of Medicaid Inspector General (“OMIG”) that the group has adopted, implemented and maintains an effective compliance program that meets the requirements of Social Services Law § 363-d and 18 NYCRR Part 521. The certification form must be filed online with OMIG **on or before December 31, 2009**, and on or before December 31 each year thereafter.

Submission of the online certification form, however, requires that the group practice actually have a compliance program that satisfies the requirements of 18 NYCRR Part 521. These requirements were summarized in our November Legal Alerts, and can be found on our Web site (www.gwtlaw.com). Failure to have such a program, and to certify to such, can subject the group practice to penalties and sanctions, including, but not limited to, the revocation of the group’s provider agreement to participate in the Medicaid program.

The certification form can be found at <http://www.omig.state.ny.us/data/content/view/157/53/> and should be completed by someone from senior management or a member of the governing body.

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If you need assistance in implementing or modifying your compliance program in order to meet the requirements of the law by December 31, 2009, or if you have questions regarding the requirements, please contact Steven Chanie (516-393-2224), Jackie Finnegan (516-393-2582) or the GWT attorney with whom you regularly work.

About Garfunkel, Wild & Travis, P.C.

Garfunkel, Wild & Travis, P.C. was founded in 1980 with a single purpose in mind: to become a pre-eminent health care law firm attending to the unique business and legal needs of its clients. Since then, the firm has grown to over 80 attorneys devoted to addressing the complex legal, regulatory, business and financial needs of its diverse clients.

If you would like to receive Legal Alert mailings from Garfunkel, Wild & Travis, P.C. electronically in the future, or if you would like to be removed from the mailing list, please contact us at (516) 393-2258 or subscriptions@gwtlaw.com. You may also visit the Firm’s website at www.gwtlaw.com.

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