



APPLICABLE LAWS/RULE/REGULATIONS

Law, Rule or Regulation	Contact Information/Info About	Web Site
FEDERAL		
Title 41 U.S.C.	Public contracts, conflicts of interest, procurement, etc.	http://www.gpo.gov/fdsys/pkg/USCODE-2011-title41/pdf/USCODE-2011-title41.pdf
Social Security Act Title XIX, Section 1900-1946	Federal Medicaid Regulations	http://www.ssa.gov/OP_Home/ssact/title19/1900.htm
Social Security Act Title XI, Section 1128	Civil Monetary Penalties related to Exclusion of certain individuals/entities and prohibited affiliations from any Federal health program	http://www.ssa.gov/OP_Home/ssact/title11/1128.htm
Social Security Act Title XIX, Section 1902(a)(37)(A) 42 CFR 447.45:Timely Claims Payment	Timeliness of provider payments	http://www.ssa.gov/OP_Home/ssact/title19/1902.htm http://www.ecfr.gov/cgi-bin/text-idx?node=pt42.4.447
Social Security Act Title XIX, Section 1905(r)(5)	EPSDT Services	http://www.ssa.gov/OP_Home/ssact/title19/1905.htm
Executive Order 13410	Promoting Quality and Efficient Healthcare in Federal Government Administered or Sponsored Health Care Programs. CMS Quality Framework	http://www.gpo.gov/fdsys/pkg/FR-2006-08-28/pdf/06-7220.pdf
Public Law 111-5, Section 5006 of the American Recovery and Reinvestment Act	Protections for Indians Under Medicaid and CHIP Services by Indian Health Care Providers	http://www.gpo.gov/fdsys/pkg/PLAW-111publ5/pdf/PLAW-111publ5.pdf



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Public Law 103-227, Part C	Smoking prohibition	http://www2.ed.gov/policy/elsec/leg/esea02/pg56.html
Public Law 109-171	Deficit Reduction Act	http://www.gpo.gov/fdsys/pkg/PLAW-109publ171/pdf/PLAW-109publ171.pdf
Section 1903(m)(2)(viii) and 1903 (m)(4) of the Public Health Service Act	Disclosure of business transaction information-parties of interest	http://www.ssa.gov/OP_Home/ssact/title19/1903.htm
HITECH Act	Health Information Technology for Economic and Clinical Health (HITECH) Act	http://www.hhs.gov/hipaa/for-professionals/special-topics/HITECH-act-enforcement-interim-final-rule/index.html
Federal Law 31 U.S.C. 3729-3733	False Claims	https://www.gpo.gov/fdsys/pkg/USCODE-2011-title31/pdf/USCODE-2011-title31-subtitleIII-chap37-subchapIII-sec3729.pdf
31 U.S.C. 3801-3812	Program Fraud Civil Remedies Act- Administrative remedy against any person who makes, or causes to be made, a false claim or written statement to any of certain Federal agencies	https://www.federalregister.gov/articles/2009/06/04/E9-12170/program-fraud-civil-remedies-act
42 U.S.C. 1320a-7b (Social Security Act Section 1128B)	Anti-kickback Law	http://www.ssa.gov/OP_Home/ssact/title11/1128B.htm
42 U.S.C. 1395 (Section 1877 of the SSA)	Stark Law	http://www.ssa.gov/OP_Home/ssact/title18/1877.htm



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CMS Medicaid Integrity Program 1877 of the SSA)	Established to combat provider fraud, waste, and abuse of the Medicaid program. Section 6034 of the Deficit Reduction Act of 2005 (DRA) established the Medicaid Integrity Program in section 1936 of the SSA (Public Law 109-171)	https://www.cms.gov/Medicare-Medicaid-Coordination/Fraud-Prevention/MedicaidIntegrityProgram/index.html?redirect=/medicaidintegrityprogram/
U.S. Sentencing Guidelines	Sentencing guidelines, legal offenses, penalties.	https://www.ussc.gov/guidelines https://www.ussc.gov/guidelines/2018-guidelines-manual-annotated
45 CFR Part 160 & 164	Health Insurance Portability and Accountability Act (HIPAA)	http://hhs.gov/ocr/privacy/hipaa/administrative/privacyrule/
42 CFR 438.610(a) and (b)	Relationships with individuals debarred by Federal Agencies	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.438&r=PART#se42.4.438_1610
42 CFR 438.114(d)	Payment of emergency services	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.438&r=PART#se42.4.438_1114
42 CFR 438.10	Location and appropriate use of emergency services	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.438&r=PART#se42.4.438_110
42 CFR 438.208	Choice of Health Professional	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.438&r=PART#se42.4.438_1208
42 CFR 438	Managed Care	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.438&r=PART
42 CFR 483.430(a)	Intermediate Care Facility (ICF) for the Mentally Retarded (MR) Facility Staffing (Qualified Mental Retardation Professional)	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&r=SECTION&n=se42.5.483_1430



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<p>42 CFR 438.10(f)(6) and (g)</p> <p>42 CFR 438.102</p>	<p>New enrollee information to be provided as managed care program</p>	<p>http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.5.483&r=PART#se42.5.483_110</p> <p>http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&r=SECTION&n=se42.4.438_1102</p>
<p>42 CFR 438.10(c)(5)</p>	<p>Interpreter Services-special needs.</p>	<p>http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&r=SECTION&n=se42.4.438_110</p>
<p>42 CFR 438.240</p>	<p>QA/QI Program</p>	<p>http://www.gpo.gov/fdsys/pkg/CFR-2007-title42-vol4/pdf/CFR-2007-title42-vol4-sec438-240.pdf</p>
<p>42 CFR 438.608</p>	<p>Program Integrity Requirements</p>	<p>https://www.gpo.gov/fdsys/pkg/CFR-2015-title42-vol4/pdf/CFR-2015-title42-vol4-sec438-608.pdf</p> <p>http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&r=SECTION&n=se42.4.438_1608</p>
<p>42 CFR 455 Subpart A</p>	<p>Program Integrity: Medicaid</p>	<p>http://www.ecfr.gov/cgi-bin/text-idx?SID=4ea352caad37cdb50e4ed44570e9702c&mc=true&node=pt42.4.455&rgn=div5</p>
<p>42 CFR 456</p> <p>42 CFR 438 Subpart D</p>	<p>Utilization Management</p>	<p>http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&r=PART&n=pt42.4.456</p> <p>http://www.gpo.gov/fdsys/pkg/CFR-2011-title42-vol4/pdf/CFR-2011-title42-vol4-part438.pdf</p>



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42 CFR 438.310-438.370	3 rd . Party External Quality Reviews	http://www.ecfr.gov/cgi-bin/text-idx?SID=4ea352caad37cdb50e4ed44570e9702c&mc=true&node=pt42.4.438&rgn=div5#se42.4.438_1310
42 CFR 438.22 and 438 Subpart F	Grievances and Appeals	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=sp42.4.438.f&r=SUBPART
42 CFR 434.6 42 CFR 438.6	Subcontract Requirements	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.434&r=PART#se42.4.434_16 http://www.ecfr.gov/cgi-bin/text-idx?SID=4ea352caad37cdb50e4ed44570e9702c&mc=true&node=pt42.4.438&rgn=div5#se42.4.438_16



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42 CFR 438.240	QA/QI Performance Improvement Projects	http://www.gpo.gov/fdsys/pkg/CFR-2007-title42-vol4/pdf/CFR-2007-title42-vol4-sec438-240.pdf
45 CFR Part 162	HIPAA Administrative Simplification (NPI, Coding, Taxonomy, Health Plan Identifier...)	https://www.cms.gov/Regulations-and-Guidance/Administrative-Simplification/NationalProvidentStand/Downloads/NPIfinalrule.pdf
42 CFR Part 2	Federal Substance Abuse Confidentiality Regulations	http://www.ecfr.gov/cgi-bin/text-idx?rgn=div5;node=42%3A1.0.1.1.2
42 CFR 438.206 42 CFR 438.208 42 CFR 438.210	Access to Care	http://www.ecfr.gov/cgi-bin/text-idx?SID=831806d9113919ff62773d15c992bd7c&mc=true&node=pt42.4.438&rgn=div5#se42.4.438_1206 http://www.ecfr.gov/cgi-bin/text-idx?SID=831806d9113919ff62773d15c992bd7c&mc=true&node=pt42.4.438&rgn=div5#se42.4.438_1208 http://www.ecfr.gov/cgi-bin/text-idx?SID=831806d9113919ff62773d15c992bd7c&mc=true&node=pt42.4.438&rgn=div5#se42.4.438_1210
42 CFR Subpart D—MCO, PIHP and PAHP Standards 42 CFR 438.214 42 CFR 438.218 42 CFR 438.224 42 CFR 438.226 42 CFR 438.228 42 CFR 438.230	Structure and Operations, Provider Selection	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.438&r=PART#sp42.4.438.d



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42 CFR Subpart E—Quality Measurement and Improvement; External Quality Review 42 CFR 438.236 42 CFR 438.240 42 CFR 438.242	Quality Measurement and Improvement	http://www.ecfr.gov/cgi-bin/retrieveECFR?gp=1&SID=9597642ae602e74a1cc4d62c928c4ab5&ty=HTML&h=L&mc=true&n=pt42.4.438&r=PART#sp42.4.438.e
Patient Protection and Affordable Care Act		https://www.gpo.gov/fdsys/pkg/BILLS-111hr3590enr/pdf/BILLS-111hr3590enr.pdf



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State		
NC Division of MH/DD/SAS Communication Bulletins	NC Division of MH/DD/SAS Communication Bulletins	http://www.ncdhhs.gov/providers/provider-info/mental-health/communications-bulletins
Innovations Clinical Coverage Policy	<p>Innovations Policy</p> <p>NC Innovations DHHS Website</p>	<p>https://files.nc.gov/ncdma/documents/GetInvolved/Public_Notices/Public-Comment---8P-NC-Innovations.pdf</p> <p>https://medicaid.ncdhhs.gov/nc-innovations-waiver</p>



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<p>NC General Statutes 122-C</p> <p>Applicable sections include but are not limited to:</p> <ul style="list-style-type: none"> • 122C-3 Definitions • 122C-4 Use of phrase “client or his legally responsible person” • 122C-51 Declaration of Policy on client rights • 122C-52 Right to confidentiality • 122C-53-56 Exceptions... • 122C-57 Right to treatment and consent to treatment • 122C-58 Civil Rights and civil remedies • 122C-59 Use of corporal punishment • 122C-60 Use of physical restraints or seclusion • 122C-61 Treatment rights in 24-hour facilities • 122C-62 Additional rights in 24-hour facilities • 122C-63 Assurance for continuity of care for individuals with mental retardation • 122C-64 Human Rights Committees • 122C-65 Offenses relating to clients • 122C-66 Protection from abuse and exploitation • 122C-67 Other rules regarding abuse, exploitation, neglect, etc. • 122C-(116,141,142,146) Local Government Entity • 122C-151.3 and 151.4 Resolving Disputes with Contractors, etc. • 90-21.4 Treatment of Minors • 7A 517, 452-553 Abuse and Neglect of Minors • 108A 99-111 Abuse and Neglect of Disabled Adults • 122C-151.3 and 151.4 Resolving Disputes with Contractors, etc. 	<p style="text-align: center;">Mental Health, Substance Abuse, Developmental Act of 1985</p>	<p style="text-align: center;">http://ncga.state.nc.us/gascripts/statutes/StatutesTOC.pl?Chapter=0122C</p>



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NC General Statutes 147- 64.7	State auditor access to persons and records.	http://www.ncga.state.nc.us/EnactedLegislation/Statutes/HTML/BySection/Chapter_147/GS_147-64.7.html
NC General Statutes 132 and 121 Section 5	Record retention, management, disposal	http://www.ncga.state.nc.us/gascripts/statutes/statutelookup.pl?statute=132 http://www.ncga.state.nc.us/enactedlegislation/statutes/html/bysection/chapter_121/gs_121-5.html
NC General Statutes 108A-170.10	NC Medicaid Fraud	http://www.ncga.state.nc.us/gascripts/statutes/statutelookup.pl?statute=108A
NC General Statutes 108C	Medicaid and Health Choice Provider Requirements	http://www.ncga.state.nc.us/gascripts/statutes/statutelookup.pl?statute=108C
NC General Statute 126-11	Local Personnel System Established	http://www.ncga.state.nc.us/gascripts/statutes/statutelookup.pl?statute=126-11
NC General Statute 159	Local Government Finance	http://www.ncga.state.nc.us/gascripts/statutes/statutelookup.pl?statute=159
10A NCAC 26B Confidentiality Rules for MH/DD/SAS	Confidentiality Rules	http://reports.oah.state.nc.us/ncac/title%2010a%20-%20health%20and%20human%20services/chapter%2026%20-%20mental%20health,%20general/subchapter%20b/subchapter%20b%20rules.pdf



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Medicaid Requirements	<p style="text-align: center;">Medicaid Service definitions/guidelines</p> <p style="text-align: center;">DHHS NC Division of MA Mail Service Center, 3015 Raleigh, NC 27699 (919) 715-1294</p>	<p style="text-align: center;">https://www.ncdhhs.gov/divisions/mhddsas/servicedefinitions</p>
DHHS Disaster Preparedness, Response and Recovery Plan	<p style="text-align: center;">North Carolina Department of Health and Human Services Disaster Plan</p>	<p style="text-align: center;">https://www.ncdhhs.gov/assistance/disaster-preparation-and-recovery/disaster-preparation</p> <p>As a part of Planning and Preparedness activities, the provider contract (ARTICLE II RIGHTS AND OBLIGATIONS OF PROVIDERS- 2.17 Response to Survivors of Disasters and other Hazards) requires the following on an annual basis: All Disaster Plans and Provider Participants for Disaster Shelters Form be submitted to Network Operations Department either by email : networkoperations@eastpointe.net or mail: Eastpointe Attn: Network Operations Dept 500 Nash Medical Arts Mall, Rocky Mount, NC 27804</p>
Medicaid Transformation	<p style="text-align: center;">North Carolina Department of Health and Human Services – Medicaid Division</p>	<ul style="list-style-type: none"> • Senate Bill 808: Medicaid Funding Act • Session Law 2015-245 • Session Law 2016-121



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<p>APSM 30-1 (Rules for MH/DD/SA- Core rules for services also includes State-covered services definitions)</p> <p>APSM 45-1 (Confidentiality)</p> <p>APSM 45-2 (Service Records Resource Manual)</p> <p>APSM 95-2 (Client Rights)</p> <p>APSM 10-3 (Records Retention and Disposition Schedule)</p>	<p>DMH MH/DD/SAS Mail Service Center, 3015 Raleigh, NC 27699 (919) 715-1294</p>	<p>https://files.nc.gov/ncdhhs/documents/files/apsm30-12-3-15_0.pdf</p> <p>https://files.nc.gov/ncdhhs/documents/files/apsm45-1confidentialityrules1-1-05total.pdf</p> <p>https://files.nc.gov/ncdhhs/RMandDM%203rd%20Edition%209-1-16.pdf</p> <p>https://files.nc.gov/ncdhhs/documents/files/apsm95-2clrights7-03_0_0.pdf</p> <p>https://files.nc.gov/ncdhhs/Rec-Retention-and-Disp-Sched_dmh-dd-sas_provagency_APSM-10-6_10-26-11.pdf</p>
<h2>Eastpointe</h2>		
<p>Eastpointe Public website</p>	<p>Eastpointe policies, guides, requirements, information, and resources.</p>	<p>Website : www.eastpointe.net</p>