

MENTAL HEALTH & RECOVERY SERVICES BOARD OF LUCAS COUNTY

Withholding Payments

Effective: 9/1/15

Supersedes: 1/1/14

POLICY

Payments may be withheld or suspended by formal action of the Mental Health and Recovery Services Board (MHRSB) of Lucas County under, but not limited to, the following conditions:

- Agency insolvency;
- Suspension of a license or certification required by law or necessary for the operation of the agency;
- Agency conditions exist that represent substantial risk or harm;
- Agency has any delinquent tax, interest or penalty obligations to any governmental authority;
- There is reasonable cause to believe that the agency is in violation of MHRSB, State or Federal billing procedures, rules or regulations;
- There is reasonable cause to believe that a program, service or responsibility funded by the MHRSB on a grant, performance or capacity contract basis is not being rendered by the agency or is being rendered in a manner substantially out of compliance with MHRSB funding guidelines, MHRSB policies, or other agreements pertaining to such program, service or responsibility.
- Excessive errors in claims data is determined;
- Failure to submit the annual independent audit within required time lines; and
- Lack of acceptable corrective action plan.

ACCOUNTABILITY

Executive Director

PROCEDURE

- A. In the event that the MHRSB staff identify that one of the above conditions apply, a report will be immediately forwarded to the Executive Director with a recommendation for action.
- B. Alternatively, an agency may also identify one of the above situations. In that event, the agency is expected to notify the Executive Director of the MHRSB as soon as possible in writing with a report outlining the exact condition or situation that exists, together with a description of the action that is being taken to remedy the situation.

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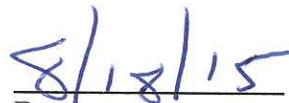
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- C. If the Executive Director determines that agency payments should be withheld, the Agency will receive written notice of intent to request MHR SB action at the next regularly scheduled MHR SB meeting to withhold stating the reason for doing so.
- D. Upon written request, the Agency shall be afforded an opportunity to meet with a Board Committee designated by the Board Chair. The Board Committee shall make written recommendations to the MHR SB and shall state the basis for the recommendation. The MHR SB will consider the situation at the next regularly scheduled MHR SB meeting or call a special meeting of the MHR SB if circumstances warrant immediate consideration.
- E. The MHR SB will decide if payments should be withheld or continue.
- F. Payments will resume to the Agency only upon proof satisfactory to the Board that correction or removal of the events for which funds were withheld have been addressed by the Agency.

Approved:



Scott A. Sylak, Executive Director



Date