

DEPARTMENT OF DEVELOPMENTAL SERVICES

1600 NINTH STREET, Room 320, MS 3-9
SACRAMENTO, CA 95814
TDD 654-2054 (For the Hearing Impaired)
(916) 654-1961

**NOTICE OF PROPOSED EMERGENCY ACTION****SUBJECT: MEDICAID INTEGRITY VENDOR REQUIREMENTS**

The Department of Developmental Services (Department) is proposing to adopt emergency regulations that will amend Title 17 of the California Code of Regulations. Vendors will be required to submit within 120 days of the effective date of these regulations, business ownership, control and relationship information, and regional centers will be required to gather and review this information, pursuant to federal law, from vendors and prospective vendors. Additionally, regional centers will be required to determine that all current vendors (by July 1, 2012) and prospective are eligible by verifying that they have not been convicted of a crime related to the Medicare, Medicaid or Title XX programs or abuse or neglect of an elder, dependent adult, or child. Furthermore, on a biannual basis, regional centers will be required to verify that vendors continue to meet all applicable vendorization requirements, including those identified above, in order for the State to comply with federal law and meet the requirements that only qualified providers deliver Medicaid funded services.

Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency action to the Office of Administrative Law (OAL), the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency action, the OAL shall allow interested persons five calendar days to submit comments on the proposed emergency regulations as set forth in Government Code section 11349.6. Upon filing, OAL will have ten calendar days within which to review and make a decision on the proposed emergency regulations. If approved, OAL will file the regulations with the Secretary of State, and the emergency regulations will become effective for one hundred and eighty (180) days. Within the 180-day effective period, the Department will proceed with a regular rulemaking action, including a public comment period. The emergency regulations will remain in effect during this rulemaking action.

Attached to this Notice is the specific emergency regulatory language of the Department's proposed emergency action and Finding of Emergency.

You may also review the proposed emergency regulatory language and Finding of Emergency on the Department's website at the following address:

<http://www.dds.ca.gov>.

If you have any questions regarding this proposed emergency action, please contact Jeffrey Greer at (916) 654-2300.

"Building Partnerships, Supporting Choices"