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<b>Title 1</b>	<b>Northern Lakes Policies</b>
<b>Part 103</b>	<b>Managed Health Division</b>
<b>Subpart B</b>	<b>Contract Management</b>
<b>Policy No.</b>	<b>103.205</b>
<b>Subject</b>	<b>Provider Sanctions</b>

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### **Applicability**

Policy applies to any Network Provider and its employees, volunteers, or agents that has agreed to adopt and adhere to Northern Lakes CMHA policies and procedures including, but not limited to, compliance with the requirements of the Office of Recipient Rights, under the terms of its Provider Contract.

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### **Policy**

The Network Management Committee shall ensure that all network providers meet the requirements, and provisions outlined and agreed upon in the applicable Provider Contract including, but not limited to, compliance with the requirements of the Office of Recipient Rights.

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### **Procedures**

The Network Management Committee shall use the following procedure where a Network Provider is noncompliant with any requirement and/or provision of the Provider Contract including, but not limited to, the requirements of the Office of Recipient Rights. Where noncompliance occurs, Northern Lakes CMHA shall have the right, at its discretion, to take the following action(s) in the event of non-compliance by Provider and/or its Sub-Providers:

1. The issuance of a report calling for a corrective action plan;
2. The withholding of payment;
3. Referral moratorium;
4. Recoupment of monies from disbursements already made;
5. Imposition of monetary sanction in amounts reasonably related to the severity of violation; and
6. Contract termination.

If the Network Provider continues to be noncompliant, any and all of the above sanctions may be utilized until the provider becomes compliant.

Network Management Committee has the discretion to ease continued enforcement of sanctions in the event that the Network Provider is able to show, to the satisfaction of Northern Lakes CMHA, that concrete and substantial steps have been taken for the Network Provider to become compliant with the requirements and/or provisions of the Provider

Contract, or the requirements of the Office of Recipient Rights. However, such easement of continued enforcement of sanctions shall be for a time period specified by the Network Management Committee within which, the Network Provider shall come into full compliance with the requirements and/or provisions of the Provider Contract, or the requirements of the Office of Recipient Rights. Failure to come into full compliance within the specified time period may result in reinstatement of full sanctions against the Network Provider.

If at the end of the cycle in which payment was withheld, there is continued noncompliance, notice will be delivered to the Network Provider, via certified mail, that the noncompliance constitutes a material breach of contract. This notice will serve as informing the Network Provider of termination of the Provider Contract.

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**Adoption Date:** June 4, 2006

**Review Dates:** June 5, 2009  
March 28, 2012  
April 26, 2018  
October 11, 2021 TA

**Revision Dates:** June 20, 2016  
April 30, 2018