



# Magellan Compliance Notebook

Magellan Behavioral Health of Pennsylvania, Inc. (Magellan) strives to be proactive and use education as a preventative tool to help ensure our members receive the highest quality of care through you, the provider. The Compliance Department at Magellan is committed to sending monthly e-mails to targeted providers regarding a Compliance-related subject.

*This e-mail communication is specific to your HealthChoices (Pennsylvania Medicaid) Contract with Magellan.*

This month, Magellan would like to ensure that licensed and contracted Outpatient Psychiatric Clinics have received the state's Chapter 5200 Regulatory Compliance Guide.

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The Office of Mental Health and Substance Abuse Services (OMHSAS) has embarked on a licensing quality initiative. As a result, they are committed to developing Regulatory Compliance Guides for all level of cares that are licensed under OMHSAS.

On November 24, 2021, OMHSAS released its first companion [Compliance Guide for Outpatient Psychiatric Clinics](#). The Regulatory Compliance Guide (RCG) is a tool for providers, OMHSAS staff and the public to use for clarity on the state office's interpretation of each regulation. Even when the meaning of a regulation is very clear, the purpose and intent of the regulation may not be. There are also different ways to measure regulatory compliance, and both providers and OMHSAS Licensing Representatives need to know how compliance will be determined. The guide is meant to help providers and OMHSAS Licensing Representatives better understand the regulations. It's a companion piece to 55 Pa. Code Chapter 5200 and should be used along with the regulations, not instead of them. The explanatory material in the guide is not meant to be "new regulations" or to extend meaning of the regulations beyond their original intent.

In addition, the RCG has been developed to provide clear explanations of the regulatory requirements of 55 Pa. Code Chapter 5200 to help psychiatric outpatient clinic operators provide safe environments and effective services to individuals through regulatory compliance, and to help regulators protect individuals by conducting consistent and comprehensive inspections. It provides a detailed explanation of each regulatory requirement, including expectations for compliance, guidelines for measuring compliance, and the primary purpose for the requirement. Finally, the guide includes general regulatory requirements and procedures, a glossary of regulatory terms, and overviews of complex regulatory issues to provide a more global understanding of the chapter and its purpose.

As part of Magellan's agreement to administer the HealthChoices program in Bucks, Cambria, Delaware, Lehigh, Montgomery and Northampton Counties, we must assure that Network Providers delivering State Plan Services participate in the MA program and, in the course of such participation, provide those services essential to the care for individuals being served, and comply with all federal and state laws generally and specifically governing participation in the Medical Assistance Program. Magellan and its contracted Behavioral Health Services Providers must comply with all applicable Department regulations and policy bulletins and clarifications. As such, Magellan is sharing this important resource to aid provider compliance with 55 Pa. Code Chapter 5200.

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At Magellan, we will continue to educate our providers with updated MA Bulletins, regulations and other pertinent information in order to ensure Compliance. Although providers are ultimately responsible for knowing and complying with all applicable regulations, we proactively engage providers on an ongoing basis to make sure they are aware of compliance related requirements and expectations. Medicaid Program Integrity is truly a collaborative effort between our providers, county customers, Magellan, Bureau of Program Integrity (BPI) and other oversight agencies. The monthly e-mail blast topics are generated from audit results and trends; however, are also sent in response to recent Magellan policy updates; newly released or relevant MA Bulletins and Policy Clarifications; or Regulation changes. The intention is to afford our providers with as many resources as possible to combat FWA and reduce overpayments.

Thank you for your ongoing hard work and dedication to our members!

**Magellan of Pennsylvania's Compliance Team**

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