DHCS

WILL LIGHTBOURNE
DIRECTOR

State of California—Health and Human Services Agency
Department of Health Care Services

GAVIN NEWSOM
GOVERNOR

DATE: October 12, 2020   **PPL No. 20-043**

TO: Local Educational Agency (LEA),
        Local Educational Consortia (LEC), and
        Local Governmental Agency (LGA) Coordinators for the Local Educational
        Agency Medi-Cal Billing Option Program (LEA BOP) and School-Based
        Medi-Cal Administrative Activities (SMAA) Program

SUBJECT: NOTIFICATION OF RANDOM MOMENT TIME SURVEY (RMTS) 85%
             COMPLIANCE POLICY FOR SCHOOL BASED MEDI-CAL PROGRAMS

This Policy and Procedure Letter (PPL) notifies stakeholders participating in the LEA
BOP that a minimum response rate will be required by the Department of Health Care
Services (DHCS) for LEAs participating in RMTS that receive at least fourteen (14)
moments in a quarter. An eighty-five percent (85%) compliance rate threshold will be
integrated into the RMTS for State Fiscal Year 2020-21, with the first operational RMTS
quarter beginning on October 1, 2020 for the LEA BOP. In order to meet the
compliance rate threshold, the district must maintain an 85% or higher compliance rate
during a given quarter in responding to RMTS moments assigned to the district's Time
Survey Participants (TSPs).

State Plan Amendment (SPA) 15-021 was approved by the Centers for Medicare and
Medicaid Services (CMS) on April 27, 2020. This SPA incorporates RMTS into the
annual cost settlement process.

The LEC/LGA will monitor LEA compliance throughout the quarter. As illustrated in the
RMTS Compliance Threshold attachment, if the LEA has been selected for at least 14
moments and has less than an 85% compliance rate at the end of the quarter, the
following may apply:

- First occurrence: The LEC/LGA will notify DHCS via email of the LEA's non-
  compliance and DHCS will work with the LEC/LGA to issue a warning letter to
  the claiming LEA's Superintendent, Chief Business Official, and/or other
  designee.
- Second occurrence (within subsequent four RMTS quarters of first occurrence):
  When it is determined that the LEA is non-compliant for two quarters, regardless
  of fiscal year, the LEA will be suspended from receiving federal reimbursements

in both school-based programs (SMAA and LEA BOP) for one quarter, during the next available RMTS quarter. The LEC/LGA will notify the LEA's Superintendent, Chief Business Official and /or other designee, in writing, that the LEA has been suspended before the suspension quarter begins.

- LEAs must meet the 85% compliance threshold for both school-based programs. If the LEA fails to meet the compliance threshold for either SMAA or LEA BOP, then the LEA will be suspended from receiving federal reimbursements from both programs.

The following will apply during the suspended quarter:

- Under the LEA BOP, costs incurred by the LEA during the suspension quarter shall not be included on the Cost and Reimbursement Comparison Schedule (CRCS), and any interim reimbursements received during the suspension quarter are subject to a 100% recoupment.
- Under the SMAA program, the LEA/Claiming Unit cannot submit an invoice to their LEC/LGA during the suspension quarter.
- LEAs will still be required to participate in the RMTS process and respond to moments during the suspended quarter.

If the LEA achieved the threshold compliance during the suspension quarter then the LEA is eligible to be reinstated in both school-based programs for the subsequent quarter. If the LEA does not meet the 85% compliance rate during the suspension quarter, the LEA will be suspended from both school-based programs for an additional quarter.

Note: DHCS will not impose penalties to LEAs during the COVID-19 public health emergency period. DHCS will issue a PPL notifying all LEA Providers the date that the national emergency has ended.

If you have questions concerning this PPL, please contact the LEA Medi-Cal Billing Option Program by e-mail at RMTS@dhcs.ca.gov.

Sincerely,

ORIGINAL SIGNED BY

Rick Record, Chief
Local Educational Agency Medi-Cal Billing Option Program

Enclosures:

Attachment A - Random Moment Time Survey (RMTS) Compliance Chart