

**CALIFORNIA STATE PLAN AMENDMENT
SECTION 4.46: PROVIDER SCREENING AND ENROLLMENT
APPROVED BY THE CENTERS FOR MEDICARE AND MEDICAID SERVICES**

**DIRECTOR'S DECLARATION PURSUANT TO SENATE BILL 1529
December 2012**

In accordance with Division 9, Part 3, Chapter 7, Article 1.3 of the California Welfare and Institutions Code (W&I), I, Toby Douglas, Director of the Department of Health Care Services (DHCS), Health and Human Services Agency, State of California, am issuing this declaration pursuant to the provisions in W&I Code as specified through Senate Bill (SB) 1529 (Alquist, Chapter 797, Statutes of 2012). SB 1529 specifically requires this declaration be made and retained by the Director of the Department (DHCS), and that it be communicated to the Legislature and posted on the DHCS website.

The purpose of this declaration is to make public the Centers for Medicare and Medicaid Services' (CMS) approval of California's State Plan Amendment (SPA), which adds Section 4.46: "Provider Screening and Enrollment" to California's State Plan. Section 4.46 of the State Plan implements, for California, the federal requirements of Title 42 of the Code of Federal Regulations (CFR), as amended to comply with the Patient Protection and Affordable Care Act. The SPA was approved by CMS on November 21, 2012, and is effective as of January 1, 2013.

The following table details the sections of SB 1529 that are to become inoperative and operative on January 1, 2013 – the effective date of California’s State Plan

Section 4.46: “Provider Screening and Enrollment.”

SB 1529 Sections now <u>inoperative</u>	SB 1529 Sections now <u>operative</u>
Section 2 – per W&I 14043.1(r)	Section 3 – per W&I 14043.1(r)(1)
Section 4 – per W&I 14043.15(f)	Section 5 – per W&I 14043.15(f)(1)
Section 7 – per W&I 14043.25(d)	Section 8 – per W&I 14043.25(e)(1)
Section 9 – per W&I 14043.26(o)	Section 10 – per W&I 14043.26(o)(1)
Section 11 – per W&I 14043.28(d)	Section 12 – per W&I 14043.28(d)(1)
Section 13 – per W&I 14043.36(d)	Section 14 – per W&I 14043.36(e)(1)
	Section 15 – per W&I 14043.38(d)(1)
Section 16 – per W&I 14043.4(b)	Section 17 – per W&I 14043.4(b)(1)
Section 18 – per W&I 14043.55(b)	Section 19 – per W&I 14043.55(c)(1)
Section 21 – per W&I 14043.7(d)	Section 22 – per W&I 14043.7(d)(1)

This action is necessary in order for appropriate state statutes to become effective following the approval of California's State Plan Section 4.46: "Provider Screening and Enrollment," to safeguard federal financial participation funds and maintain the fiscal integrity of the Medi-Cal program.

Original Signed By Toby Douglas

Toby Douglas
Director
Department of Health Care Services
Health and Human Services Agency
State of California

12/17/12

Date