



EXCLUSION, DEBARMENT, & MEDI-CAL SANCTION CHECKS

HHSA CONTRACTOR REQUIREMENTS

Agency Compliance Office

County of San Diego

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DISCLAIMER

This slide deck is intended as a resource to assist HHSA contractors with common topics related to their Exclusion, Debarment, and Medi-Cal Sanction (EDM) check requirements. The Agency Compliance Office also provides a Helpful Hints slide deck related to running the EDM checks.

This slide deck is not intended to be a comprehensive set of contract requirements nor legal advice. For a comprehensive description of your contractual requirements, review your contract language.



WHAT ARE THEY?

- Exclusion, debarment, and Medi-Cal sanction checks are verifications that contractors are required to run monthly
- We often refer to these as 'EDM checks'
- The requirement is generally stated in the County contract template language, section 8.16



EDM CHECKS INVOLVE REVIEW OF 3 LISTS:

- “List of Excluded Individuals” maintained by the federal Health and Human Services, Office of Inspector General – list of those ineligible to work in federally funded health care programs (a.k.a. OIG or LEIE list)
- “Debarment List” by the General Services Administration, System of Award Management – list of those prohibited from receiving federal contract, procurement, or non-procurement funds (a.k.a. SAM/EPLS list)
- “Medi-Cal Suspended and Ineligible List” – maintained by California’s Department of Health Care Services – list of those who cannot receive Medi-Cal funds (a.k.a. Medi-Cal list)
- Links to these lists can be found at www.cosdcompliance.org



ON WHOM DO CONTRACTORS PERFORM CHECKS?

- Federal, State, and HHSA EDM check requirements roll down, meaning all HHSA contractors must perform EDM checks, even those contractors that do not receive federal or state funds. EDM requirements also roll down to a primary contractor's subcontractors, agents, and consultants
- All contractors' workforce members require EDM checks. 'Workforce members' include:
 - Positions paid by the contract, including those paid through indirect funds or overhead
 - Those with access to County clients or County client data, even if the position is unpaid



WHAT ARE CONTRACTORS' REQUIREMENTS?

- Check all workforce members, every month, against all three lists
- 'Clear' any workforce members whose names appear on any of the lists (next slide)
- Maintain documentation that the checks were run monthly, on all workforce members, and all workforce members were cleared
 - This is true even if you have a third-party run the checks
 - For more information on how to search or clear workforce members, see our 'EDM Helpful Hints' slide deck.
- Include EDM certification language on all invoices
- Include EDM requirements in subcontracts and monitor subcontractor EDM check compliance



FURTHER QUESTIONS CAN BE DIRECTED TO

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