

Topic: Deficit Reduction Act	Department: Entire Agency
Original effective date: 4/21/21	Last revision date: 3/15/23
Owner: VP for Quality and Compliance	Frequency of reviews: Annual
Internal/Regulatory Reference(s) (all that apply): 42 USC 1396a(a)(68)	
Related documents/Links:	

Policy: It is the policy of The Arc that business, administrative and support functions promote personal and organizational outcomes.

Additional Information: To the extent that they are affected by the agency’s risk areas related to this topic, this policy applies to employees, the CEO and other senior management, managers, contractors, agents, subcontractors, independent contractors, students, interns, volunteers, vendors consistent with the “[Vendor Management Policy](#)”, and the Board of directors/corporate officers; hereafter referred to as “affected parties.”

Under this law, The Arc is required to:

- Establish written policies for all employees of the agency, and of any contractor or agent of the agency, that provide detailed information about the False Claims Act, administrative remedies for false claims, any state laws pertaining to civil or criminal penalties for false claims and statements, and whistleblower protections under such laws.
- Include in such policies detailed provisions regarding our policies and procedures for detecting and preventing fraud, waste and abuse; and
- Include in our employee handbook a specific discussion of the laws described here, the rights of employees to be protected as whistleblowers, and our policies and procedures for detecting and preventing fraud, waste and abuse.

Please cross reference the following policies which relate to these requirements for further details:

- Corporate Compliance Plan
- Corporate Compliance Policy
- False Claims Acts
- Whistleblower
- Internal monitoring and reviews
- Non-compliance detection and response, and confidential communications
- Vendor Management Policy

For the purposes of this policy, “good faith” means that the person reporting the concern believes it to be true and accurate, to the best of their knowledge.

Procedure	
Task:	Responsible party:
General Guidelines:	
1. Concerns regarding fraud, waste or abuse of Medicaid or other governmental funds may be reported to any of the following: *The VP for Quality and Compliance of The Arc; or *Any governmental agency or entity, such as but not limited to: NYS OMIG, MFCU, DOH, OPWDD, DOL, OIG, or the US Attorney's office	Affected parties
2. No one reporting compliance concerns in good faith to any of these parties or entities may be treated differently, intimidated or retaliated against in any way for doing so.	Coworkers, management, HR
VP for Quality and Compliance responsibility:	
1. The VP for Quality and Compliance will ensure that, per agency policy, staff, vendors, and contractors receive compliance-related information consistent with these requirements.	VP for Quality and Compliance
2. The VP for Quality and Compliance is responsible for making ArcNY notifications per the chapter manual.	VP for Quality and Compliance

Document revision record:

Revision Date	Release Date	Reason for change	Approver
3/29/22	4/6/22	Added that the VPQC is responsible for ArcNY notifications	ICC
3/15/23	3/15/23	Specified whom this policy applies to and updated terms throughout	ICC