



Center for Clinical Standards and Quality/Survey & Certification Group

Ref: S&C: 17-42-ALL

DATE: August 18, 2017

TO: State Survey Agency Directors

FROM: Director
Survey and Certification Group

SUBJECT: Termination Notices Available via the Survey & Certification Website

Memorandum Summary

- **Termination Notices:** As of October 1, 2017 (for Ambulatory Surgical Centers [ASCs], Federally Qualified Health Centers [FQHCs], Rural Health Clinics [RHCs] and Organ Procurement Organizations [OPOs]), and August 18, 2017 for all other certified providers, suppliers, and laboratories, public notice of termination will be posted on the Survey & Certification website at <https://www.cms.gov/Medicare/Provider-Enrollment-and-Certification/SurveyCertificationGenInfo/Termination-Notices.html>

Background

On August 2, 2017, the Centers for Medicare & Medicaid Services (CMS) published *Medicare Program; Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and the Long-Term Care Hospital Prospective Payment System and Fiscal Year 2018 Rates; Quality Reporting Requirements for Specific Providers; Medicare and Medicaid Electronic Health Record (EHR) Incentive Program Requirements for Eligible Hospitals, Critical Access Hospitals, and Eligible Professionals; Provider-Based Status of Indian Health Service and Tribal Facilities and Organizations; Costs Reporting and Provider Requirements; Agreement Termination Notices Final Rule (CMS-1677-F)*.

In this final rule, CMS eliminated the specific requirement for publishing public notice of Medicare provider agreement terminations in local newspapers for Ambulatory Surgical Centers (ASCs), Federally Qualified Health Centers (FQHCs), Rural Health Clinics (RHCs) and Organ Procurement Organizations (OPOs). Posting these notices online allows for greater reach and exposure for these public notices. Additionally, removing the requirement for hard copy newspapers for these providers and suppliers now aligns with the requirements for other providers and suppliers, which does not specify the means of such termination notices.

CMS Posting of Termination Notices

In order to reach the maximum number of people within a community, CMS will post the public notices for certified provider, supplier and laboratory involuntary terminations on the CMS S&C website, which will be linked from Medicare.gov. CMS Central Office (CO) will work with the Regional Offices (ROs) to post public termination notices on the CMS S&C website, where they will remain for six months after posting, and then be removed.

In addition, CO will work with the RO Press Officers to ensure that local communities are informed of the finalized terminations of any providers, suppliers and laboratories.

Contact: For questions or concerns regarding this policy memorandum, please contact your appropriate Regional Office.

Effective Date: October 1, 2017 for public notice of termination for Ambulatory Surgical Centers (ASCs), Federally Qualified Health Centers (FQHCs), Rural Health Clinics (RHCs) and Organ Procurement Organizations (OPOs), and Immediately for all other certified providers and suppliers. This policy should be communicated with all survey and certification staff, their managers and the State/Regional Office training coordinators within 30 days of this memorandum.

/s/

David R. Wright

cc: Survey and Certification Regional Office Management