

(d) (E) The Administration may deviate from the payment schedule provided under subsection (e) (D) of this section for any provider:

(1) That is reimbursed through the prospective FEE payment system and fails to submit properly completed program attendance reports within 15 days of the beginning of each month; or

(2) That provides services under the medical assistance program and fails to submit the designated forms used by the medical assistance program to claim federal fund participation within 30 days after the end of each month.

(e) (F) A deviation from the payment schedule as provided under subsection (d) (E) of this section may occur only if the Administration has:

(1) Advised the provider that:

(i) An attendance report which has been submitted on time is in need of correction; or

(ii) A designated medical assistance form which has been submitted on time is in need of correction;

(2) Allowed the provider at least 5 working days to resubmit or correct the report or form; and

(3) Not in any way contributed to the delay of or error on a report or form.

(f) (G) The amount of a reduction of payments to a provider pursuant to subsections (d) and (e) (E) AND (F) of this section may not exceed the amount of lost federal revenue attributable to the delay or error.

(g) (H) The Administration:

(1) Shall place sufficient funds in a specially designated account with the Office of the Comptroller to meet its financial obligations under subsection (e) (D) of this section;

(2) Shall disburse funds from the account in accordance with the payment schedule provided in subsection (e) (D) of this section; and

(3) May not use the funds in the account for any other purpose except for the purpose of reimbursing private providers for the provision of community-based services to individuals with developmental disability;

(4) WITHIN 1 YEAR AFTER RECEIPT OF THE REPORT SHALL RECONCILE A PRIVATE PROVIDER'S YEAR END REPORT AND SHALL PROVIDE WRITTEN APPROVAL OF A YEAR END REPORT OR A WRITTEN EXPLANATION OF THE ITEMS IN DISPUTE A PRIVATE PROVIDER'S YEAR-END REPORT, SHALL RECONCILE THE REPORT AND SHALL PROVIDE THE PROVIDER A WITH WRITTEN APPROVAL OF THE REPORT OR A WRITTEN EXPLANATION OF ANY ITEMS IN DISPUTE, AND