

<b>Topic:</b> Agency-wide preventive risk assessment and compliance work plan development	<b>Department:</b> Corporate Compliance
<b>Original effective date:</b> 3/1/08	<b>Last revision date:</b> 2/22/23
<b>Owner:</b> VP for Quality and Compliance	<b>Frequency of reviews:</b> Annual
<b>Internal/Regulatory Reference(s) (all that apply):</b> 18 NYCRR 521.3(a) & (c)(6); NYS SSL 363-d(2)(f)	
<b>Related documents/Links:</b> Preventive Risk Assessment Matrix	

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

**Additional Information:** Routine monitoring and assessment of compliance risk is an essential part of an effective compliance plan. It helps us to ensure that we are focusing on the things that could impact the agency in a negative way. Formal risk assessment occurs during the 4<sup>th</sup> quarter of each calendar year, as described in this procedure. From this, a compliance work plan is developed.

“Organizational experience” as referred to below is defined as The Arc of Monroe’s:

- Knowledge, skill, practice and understanding in operating our compliance program;
- Identification of any issues or risk areas in the course of our internal monitoring and auditing activities;
- Experience, knowledge, skill, practice and understanding of our participation in the Medicaid program and the results of any audits, investigations, or reviews we have been the subject of; or
- Awareness of any issues we have become aware of as we fulfill our mission.

<b>Procedure</b>	
<b>Task:</b>	<b>Responsible party:</b>
<b>General Guidelines:</b>	
1. The VP for Quality and Compliance will talk with representatives from key parts of the agency to see what risks might be emerging in the upcoming year. Minimally, they will talk with the CEO, COO, CFO, CHRO, VPs who oversee any agency program or service, the VP for IT, and the internal compliance committee.	VP for Quality and Compliance
2. In addition, they will review information from the following sources to identify anything suggesting a risk to The Arc in the upcoming year: *Our organizational experience, as defined above *Internal audit data and audit trend reports *The Arc of NY *OPWDD *NYS Office of Medicaid Inspector General (OMIG) *NYS Department of Health (DOH) *NYS Attorney General (AG) *Centers for Medicare and Medicaid Services (CMS) *Office for Civil Rights (OCR) *Other local, state or federal sources of risk information	VP for Quality and Compliance

3. Risks will be placed on a matrix, ranked by likelihood and impact. This matrix will be reviewed by the internal compliance committee.	VP for Quality and Compliance; ICC
4. From this matrix, a final compliance work plan will be developed. The internal compliance committee will assist with and approve the final work plan.	VP for Quality and Compliance; ICC
5. The compliance work plan will be shared with the CEO and the executive committee of the board.	VP for Quality and Compliance
6. On a regular basis, the work plan will be reviewed by the internal compliance committee.	ICC
7. The compliance work plan is updated each calendar year, based on the results of the risk assessment activities described above.	VP for Quality and Compliance
8. The compliance work plan is a guide for compliance activities. Items on the plan may be prioritized and items may be revised, deleted or new ones added throughout the course of the year, based on changes to the field or environment that were unforeseen at the time of its development. The plan is often more robust than can be accomplished in a given year.	VP for Quality and Compliance; ICC
<b>Internal Compliance Committee (ICC):</b>	
1. Responsible for providing assistance to the VP for Quality and Compliance in conducting the risk assessment, assigning risks to the matrix, and with the development and monitoring of the compliance work plan.	ICC
<b>VP for Quality and Compliance:</b>	
1. Has primary responsibility for ensuring that annual risk assessment occurs, consistent with this policy, and that a compliance work plan is developed as a result	VP for Quality and Compliance
2. Is responsible for keeping the internal compliance committee apprised of the status of the work plan, and in suggesting revisions, deletions or additions as appropriate based on new or emerging information.	VP for Quality and Compliance
3. Is responsible for keeping the CEO and other members of EMT informed, as appropriate, of the status of the work plan.	VP for Quality and Compliance

**Document revision record:**

Revision Date	Release Date	Reason for change	Approver
5/25/12	5/25/12	Reasons for changes not captured.	P Dancer
10/24/14	10/24/14	Reasons for changes not captured.	P Dancer
4/28/17	4/28/17	Reasons for changes not captured.	P Dancer
11/9/18	11/9/18	Reasons for changes not captured.	P Dancer
10/24/19	10/24/19	Transitioned to new procedural format.	P Dancer
12/30/20	12/30/20	Added VP for IT to the list of people to consult with.	P Dancer
3/3/21	6/23/21	Fleshed out details, included more info re: the work plan, and added discrete sections for ICC and VPQC	ICC

6/30/22	6/30/22	Corrected pronouns, added OPWDD under #2 general guidelines, and added sharing work plan with the executive committee	ICC
2/22/23	3/15/23	Added references to and a definition of organizational experience	ICC

Corporate Compliance Preventive Risk Assessment Matrix

<div>(HILL) High Impact, <u>Low Likelihood</u></div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div>	<div>(HIML) High Impact, <u>Mod Likelihood</u></div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div>	<div>(HIHL) High Impact, <u>High Likelihood</u></div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div>
<div>(MILL) Mod Impact, <u>Low Likelihood</u></div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div>	<div>(MIML) Mod Impact, <u>Mod Likelihood</u></div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div>	<div>(MIHL) Mod Impact, <u>High Likelihood</u></div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div> <div>➤</div>