



Dave Yost • Auditor of State



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Independent Accountants' Report on Applying Agreed-Upon Procedures

Ohio Department of Medicaid
50 West Town Street, Suite 400
Columbus, Ohio 43215

RE: Mark D. Malinowski, M.D. NPI: 1730101106
Program Year 2: Meaningful Use Stage 1 Year 1

We have performed the procedures enumerated below, which were agreed to by the Ohio Department of Medicaid (ODM), on Dr. Mark D. Malinowski's (hereafter referred to as the Provider) compliance with the requirements of the Medicaid Provider Incentive Program (MPIP) for the year ended December 31, 2013. The Provider is responsible for compliance with the MPIP requirements. The sufficiency of these procedures is solely the responsibility of ODM. Consequently, we make no representation regarding the sufficiency of the procedures enumerated below either for the purpose for which this report has been requested or for any other purpose.

1. We reviewed the MPIP system and determined that the Provider met the ODM's pre-payment approval requirements, was approved for incentive payment and received an incentive payment.

We compared the date of pre-payment approval with the date of the incentive payment and determined that pre-approval occurred prior to payment. In addition, we compared the payment amount with the MPIP payment schedule and determined that ODM issued the correct payment amount.

2. We reviewed information contained in the Ohio e-license center and verified the Provider's type and license to practice in Ohio during the patient volume and meaningful use attestation periods.

We searched the Provider's information as contained in the Medicaid Information Technology System and determined that the Provider had an active Ohio Medicaid Agreement during both the patient volume and meaningful attestation periods.

3. We obtained the list of all encounters during the patient volume attestation period from the Provider. We scanned the list for any duplicate encounters. We also verified that all payers were included in the encounter list to identify any unrecorded encounters.

We found no duplicates and no unrecorded encounters.

4. We obtained the Medicaid encounters from the Quality Decision Support System for the patient volume attestation period and compared this to both the Medicaid encounters reported by the Provider in the MPIP system and the Medicaid recipients provided in procedure 3 above.

We found variances greater than 20 percent and we determined the Medicaid encounter list obtained from the Provider was more complete and should be used in calculation of the Provider's Medicaid patient volume (see procedure 5).

5. We calculated the Provider's Medicaid patient volume using data from procedures 3 and 4 above.

The Provider met the 30 percent patient volume requirement.

6. We found that the location where the Provider worked was now using a newer version of the same electronic health record (EHR) software reported in the MPIP system. The new version of the EHR software was able to produce reports showing the Provider's use of EHR in 2013. We verified that the newer version of the software was approved by the Office of the National Coordinator of Health IT.

7. We obtained a report listing of all of the Provider's patients recorded in the EHR system during the meaningful use attestation period and compared this number to the number of all patients seen during the attestation period to verify that 80 percent of all unique patients were in the EHR system.

We found the Provider met the required 80 percent threshold.

8. We determined the Provider had multiple locations which used the same EHR software and all encounters from all locations were included. We also verified the service locations were listed in MITS.

9. We compared supporting documentation obtained from the Provider for the meaningful use attestation period with the requirements of the 13 core measures and determined if the measure or exclusion criterion was met. For those measures that require only unique patients be counted, we scanned detailed data for each query to identify duplicate patients.

We found no duplicates. See Meaningful Use Results below.

10. Using the five meaningful use menu measures attested to by the Provider, we determined that at least one of the public health objectives was selected. We compared supporting documentation obtained from the Provider for the meaningful use attestation period with the requirements of each menu measures and determined if each measure or exclusion criterion was met. For those measures that require only unique patients be counted, we scanned detailed data for each query to identify duplicate patients.

We found no duplicates. See Meaningful Use Results below.

11. We obtained the clinical quality measures (core, alternate and additional) attested to by the Provider. We determined if the Provider reported on the three core and additional clinical quality measures. For any core measure reported at zero, we verified that an alternate measure was reported. We compared supporting documentation obtained from the Provider for the meaningful use attestation period with the criteria required for the identified measures and determined if the measures or exclusion criteria was met.

See Meaningful Use Results below.

Meaningful Use Results

We found that the Provider met the 13 Meaningful Use Core Measures; met five Meaningful Use Menu Measures and met seven Clinical Quality Measures.

Mark D. Malinowski, M.D.
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This agreed-upon procedures engagement was conducted in accordance with the American Institute of Certified Public Accountants' attestation standards. We were not engaged to and did not conduct an examination or review, the objective of which would be the expression of an opinion or conclusion, respectively, on the Provider's compliance with the requirements of the Medicaid Provider Incentive Program. Accordingly, we do not express such an opinion or conclusion. Had we performed additional procedures, other matters might have come to our attention that would have been reported.

This report is intended solely for the information and use of the Provider and the Ohio Department of Medicaid, and is not intended to be, and should not be used by anyone other than the specified parties.

A handwritten signature in black ink that reads "Dave Yost". The signature is written in a cursive, flowing style.

Dave Yost
Auditor of State

May 12, 2017

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MARK MALINOWSKI

CUYAHOGA COUNTY

CLERK'S CERTIFICATION

This is a true and correct copy of the report which is required to be filed in the Office of the Auditor of State pursuant to Section 117.26, Revised Code, and which is filed in Columbus, Ohio.

Susan Babbitt

CLERK OF THE BUREAU

**CERTIFIED
JUNE 29, 2017**