

## What is the difference between mandatory exclusion and permissive exclusion?

**Mandatory Exclusion** - The OIG is required to automatically exclude individuals and entities that are convicted of a program related crime or a crime of patient abuse or neglect. Other mandated exclusions include when an individual or entity is convicted of a felony related to a controlled substance or a felony related to health care fraud.

**Permissive Exclusion** - The OIG may use discretion in excluding individuals and entities for other reasons. Permissive exclusions may or may not result as a result of lying on an enrollment application, failure to repay health education loans, loss of a state license to practice, or conviction of certain misdemeanor crimes.

### Sources:

[OIG Training Video - Exclusion Authorities & Effects of Exclusion](#)

[OIG Resource - Understanding Program Exclusions](#)