



# **Compliance Plan Required for ACO Participation**

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# Experience

- Angela Miller over 18 years experience
  - Certified in Healthcare Compliance
  - Certified Medical Coder
  - Founder of Medical Auditing Solutions 2005
  - Healthcare Compliance, HIPAA Programs, Billing, Collections
  - Audits
    - Billing and Coding Audits
    - IT Audits
    - PCI Compliance
  - Training



# Introduction

- Billing Compliance Programs are now required by 2013 with the new Health Care Reform Act & Patient Protection & Accountable Care Act signed in 2010
  - Sooner if you participate in ACO
  - All Medicare & Medicaid Providers and all sizes
  - Contracts, Relationships, and Billing
  - It is in addition to HIPAA & HITECH requirements and PCI Compliance
    - If you have questions on these come by our booth.

# Compliance Program Required to Participate in ACO

- Program Integrity Requirements
  - Compliance Plan
  - ACO participant screenings
  - Conflict of Interest
  - Beneficiary Inducements
  - Record Retention
  - Corrective Action Plans
    - <http://www.gpo.gov/fdsys/pkg/FR-2011-11-02/pdf/2011-27461.pdf>



# Compliance Plan

- So vague reference to Compliance Plan,
  - Reference the OIG Compliance Guidance
  - Plus all changes and requirements that have been added
    - Refund overpayments within 60 days of identification

# Compliance Plan Elements

- What are the essential components of a compliance program?
  - Compliance Officer
  - Compliance Committee
  - Compliance Manual “Standards of Conduct”
  - Policy & Procedure Manual
  - Implementation of the Program
  - Education & Training with Tracking
    - 5 hr per year, min.
  - Monitoring & Audit Procedures, annual min.
  - Enforcement & Discipline
  - Commitment from all employees

# Compliance Plan Implementation

- Do you have
  - a Standards of Conduct?
  - Policies & Procedures on Billing, Contracts, Relationships, Overpayments, Corrective Action, Disciplinary Action, etc?
  - Annual Training Documented and Proven?
  - Reporting Process Setup?
  - Risk Assessment and Auditing Process Setup?
  - An employee, contractor, vendor screening process in place?



# HIPAA & HITECH

- **Transmission Security**
  - What security measures are currently being used to protect ePHI during transmission for payment?
- **Audit Controls**
  - What audit policies and procedures are in place to record and monitor the ePHI for payment of healthcare services?
- **Access Control**
  - What technical policies and procedures have been implemented to allow only authorized users access?





# HIPAA & HITECH

- HIPAA (2003) & HITECH (2010) Compliance Programs are already required and OCR is auditing. For all Providers.
  - Privacy primarily of PHI on paper
  - Security is primarily guarding electronic PHI
    - Do you have policies and procedures?
    - Annual training of 2 hours minimum?
    - IT Network and System audits?
    - Do you have a PCI Certificate (Credit Card Terminal)?
    - Are your transmitting data over public network?
    - Do you realize the risk of credit card processing?



# How We Help You

- We want to work with your ACO Participants
  - To ensure they have an
    - Effective Compliance Program,
    - Active HIPAA Program
      - Mandated Security Audits
    - Active PCI Compliance Programs
  - For continued participation in ACO
  - Reduce overall ACO and provider risk
  - One Stop Regulatory Compliance Needs



- What are your challenges?



# Contact Information

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(if you do not hear back via email in 24 hours, call me)

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