



Policy Title: Beneficiary Inducements			
Department Responsible: Compliance and Privacy	Policy Number: 1.45	THN's Effective Date: May 2016	Next Review/Revision Date: September 30, 2019
Title of Person Responsible: Chief Compliance Officer	THN Approval Council: Compliance and Privacy Committee	Date Approved: May 26, 2016	Revision Approval Council: Policy and Review Committee

PURPOSE: This purpose of this policy is to provide guidance on prohibited and permitted gifts or other remuneration provided to NGACO Beneficiaries.

Term	Definition
ACO Participant	An entity identified by a Medicare-enrolled billing TIN through which one or more ACO providers/suppliers bill Medicare, that alone or together with one or more other ACO participants compose an ACO, and that is included on the list of ACO participants that is required under 42 C.F.R. § 425.118.
ACO Provider/Supplier	An individual or entity that: (1) is a provider or supplier under Medicare regulations; (2) is enrolled in Medicare; (3) bills for items and services furnished to Medicare fee-for-service beneficiaries during the agreement period under a Medicare billing number assigned to the TIN of an ACO participant; and (4) is included on the list of ACO providers/suppliers that is required under 42 C.F.R. § 425.118.
Beneficiary	Individual who is enrolled in Medicare.
Coordinated Care Reward	A \$25 check sent directly from CMS to ACO aligned beneficiaries who receive an Annual Wellness Visit (AWV) from a Next Generation ACO Participant or Preferred Provider.
In-kind Items and Services ACO Participant	Any goods, commodities or services, but <u>not</u> cash or cash equivalents.

POLICY:

THN employees, Next Generation Participants, Preferred Providers, and other individuals or entities performing functions and services related to ACO Activities are prohibited from providing gifts or other remuneration to Beneficiaries to induce them to receive items or services from the ACO, Next Generation Participants, Preferred Providers, or to induce them to continue to receive items or services from the ACO, Next Generation Participants, Preferred Providers. Some in-kind items or services are permitted, as long as certain conditions are met. Each Performance Year CMS may elect to provide a Coordinated Care Reward (CCR) to Beneficiaries if certain conditions are met.



PROCEDURE:

1. THN employees, Next Generation Participants, Preferred Providers, and other individuals or entities performing functions and services related to ACO Activities may provide in-kind items or services to Beneficiaries if the following conditions are met:
 - a. There is a reasonable connection between the items and services and the medical care of the Beneficiary; and
 - b. The items and services are preventive care items and services or advance a clinical goal for the Beneficiary, including adherence to a treatment regime, adherence to a drug regime, adherence to a follow-up care plan, or management of a chronic disease or condition.
2. For each in-kind item or service provided by a Next Generation Participant or Preferred Provider, the ACO shall maintain records of the following:
 - a. The nature of the in-kind item or service;
 - b. The identity of each Beneficiary that received the in-kind item or service;
 - c. The identity of the individual or entity that furnished the in-kind item or service; and
 - d. The date the in-kind item or service was furnished.
3. CMS may elect to provide Beneficiaries a Coordinated Care Reward (CCR) payment of \$25, that is sent directly from CMS to ACO aligned Beneficiaries who receive an Annual Wellness Visit (AWV) from a Next Generation ACO Participant or Preferred Provider. CMS will run reward qualification on a quarterly basis.
 - a. In each Performance Year, CMS will elect to make Coordinated Care Payments to Beneficiaries.
 - b. The NGACO is not permitted to provide the CCR directly to Beneficiaries
 - c. The NGACO is not permitted to communicate in writing with Next Generation Beneficiaries regarding the Coordinated Care Reward.

REFERENCE DOCUMENTS/LINKS:

- Next Generation ACO Model Participation Agreement 2017 (First Amended and Restated Participation Agreement for 2016 Starters), Section V, subsection H.1; H.2. Page 26-27.
- Coordinated Care Reward Policy 1.75. <https://www.triadhealthcarenetwork.com/compliance/fraud-waste-abuse-policies/>

PREVIOUS REVISION/REVIEW DATES:

Date	Reviewed	Revised	Notes
April 10, 2017	April 4, 2017	April 10, 2017	Revisions include Policy name change and the addition of CCR guidance.