



Course Name: Compliance: Hiding in Plain Sight

Date & Time: Saturday, September 26, 2015
8:00 AM – 9:45 AM

Presenter: Nancy Beckley, MS, MBA, CHC

Course Description

Understanding documentation and compliance in the context of the new order of audits of physical therapists is foundation of this course. Changes in Medicare requirements, including mandates for a compliance plan under the Affordable Care Act, will be reviewed with practical applications for private practice. The challenges of compliance with PQRS reporting and Functional Limitation Reporting will be explored in the context of documentation efficiency and effectiveness. Medicare reviews by the RAC at the \$3700 threshold have brought challenges to the therapy practice in the ethical dilemma for providing case in the context of medical necessity in an over-burdened CMS review and appeals system that can financially break the small provider.

The course will address medical necessity, the proper use of the ABN, and ethical consideration in moving to cash-based services. Therapy services have been under continual review by Medicare program integrity contractors and Office of Inspector General. Reports will be used as case studies. The Jimmo v. Sebelius Settlement required CMS to provide guidance on skilled maintenance therapy. With the growing interest in cash-based physical therapy services ethical considerations will be discussed to include medical necessity as a part of an effective compliance and ethics program.

Objectives:

1. Following this course attendees will have an understanding of best practice documentation that incorporates payor requirements as well as APTA documentation standards.
2. Following this course attendees will have an understanding of the Medicare program initiatives that are targeting review of therapy practices including the OIG, DOJ, FBI, and other CMS fraud investigators.
3. Following this course attendees will understand when therapy is not medical necessary or covered by Medicare and how to properly complete an ABN as well as to accept cash for therapy services.
4. Following this course attendees will be able understand the CMS requirements for establishing a skilled maintenance program and for providing skilled maintenance therapy.
5. Following this course attendees will have a knowledge how to effectively implement a compliance program with monitoring & auditing as well as a risk assessment and incorporate the APTA Code of Ethics.

Speaker Bio

Nancy J. Beckley is the president of Nancy Beckley & Associates LLC, a firm specializing in rehab and therapy compliance. The firm offers compliance outsourcing, risk assessment, compliance plan development, annual compliance training, and external audits, due diligence and investigation support. Clients include providers under Medicare probe review, progressive corrective action plans, corporate integrity agreements, ZPIC investigations, RAC audits and OIG Audits or Corporate Integrity Plans. She has worked with physical therapy practices under OIG Audit, ZPIC investigation, Department of Justice investigation and MAC probe reviews.

She is a nationally known speaker in the area of rehab compliance, and has presented at the Provider Practice Compliance Conference, Florida Compliance Conference, and the Healthcare Compliance Association Annual Compliance Institute. She has authored over 8 articles for Compliance Today and authors the Compliance Column for APTA's Private Practice Section IMPACT Journal. She is considered an expert in the CMS recovery audit program and has written over 20 articles on the RAC program.

Nancy's background includes 15 years hospital experience serving in management capacities at two large inpatient rehabilitation facilities with extensive managed care contracting and program management. A therapist by background and training, Nancy has served as program director, facility director and administrator in both inpatient and outpatient rehabilitation facilities.

Ms. Beckley's area of expertise includes:

- Compliance program development, consulting, training, and external auditor
- Medicare regulatory requirements for outpatient therapy providers, including extensive experience in Medicare survey and certification for outpatient therapy providers
- Audit and consulting engagements under attorney-client privilege for risk assessment and potential payback liability analysis
- Medicare program integrity initiatives: MACs, RACs, CERT, ZPIC, probe reviews, pre and post payment reviews
- DME, HH and Hospital outpatient compliance consulting, auditing & training
- Compliance due diligence activities in acquisition and portfolio development to assess Medicare compliance risk