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# **New and Improved** **COMMUNITY HEALTH CENTER CORPORATE COMPLIANCE TRAINING**

Developed by FELDESMAN TUCKER LEIFER FIDELL LLP and RSM MCGLADREY INC.  
With financial support from the NATIONAL ASSOCIATION OF COMMUNITY HEALTH CENTERS (NACHC)

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## **What is a Corporate Compliance Program?**

A corporate compliance program is a system of internal controls designed to ensure that health care providers (including health centers) regularly evaluate and monitor their own adherence to applicable statutes, regulations, and program requirements.

## **Why does your health center need a Corporate Compliance Program?**

- The Patient Protection and Affordable Care Act (Health Reform Law) mandates that providers implement corporate compliance programs as a **condition of enrollment** in Medicare, Medicaid, and CHIP. Without a compliance program, providers will no longer be able to maintain enrollment in these federal health care programs.
- **Transparency and accountability** are critical elements of the American Recovery and Reinvestment Act (Recovery Act) of 2009. As some of the earliest recipients of Stimulus funds, health centers are already receiving a high level of scrutiny in regard to use of these funds as the OIG has begun to conduct audits of health centers that received Recovery Act funds. A corporate compliance program promotes accurate reporting under the Recovery Act reduces the risk of unwanted media attention, or worse, potential false claims liability.
- Corporate compliance programs help **to reduce legal and regulatory exposures** (and related investigations) by identifying and preventing illegal and unethical conduct. Health centers are increasingly at risk for fraud investigations which, aside from being expensive to defend, can result in civil and criminal sanctions, monetary penalties and financial recoveries, and/or exclusion from participation in federal health care programs.
- Corporate compliance programs assist a health center's Board of Directors **to meet the legal requirement under the Section 330 implementing regulations** to ensure that the health center is operating in compliance with all federal, state and local laws and regulations. Even though only one State requires Medicaid providers to adopt a compliance program, all States require Medicaid providers (including health centers) to establish written policies and procedures to prevent fraud, waste and abuse.

## **What does the Corporate Compliance Training provide?**

In collaboration with individual health centers, groups of health centers, and primary care associations, we are pleased to offer a two-day training session on developing and implementing effective corporate compliance programs. The program will:

- Describe the seven elements of effective corporate compliance programs
  - Explain the key legal and financial requirements for health centers
  - Explain how to conduct risk assessments, audits and investigations, as well as how to create a compliance program work plan tailored to meet the needs of your health center;
  - Include a special Compliance Officers-only training session;
  - Include a compliance training session for board members; and
  - Include a Toolkit DVD that includes sample checklists, forms, and procedures.
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## What will attendees learn from the Corporate Compliance Training?

The curriculum for the two day training is as follows:

- 1) The New Climate of Accountability, Transparency and Enforcement**
    - a) Requirements under the Health Reform Law
    - b) Reporting and Oversight under The Recovery Act
    - c) DOJ/OIG Enforcement Trends
    - d) Medicaid Integrity Program
    - e) State Enforcement Trends (e.g., Medicaid Inspector General)
    - f) Health Center Grant Requirements (Section 330; Federal Grants law; Procurements)
  
  - 2) Elements of Effective Compliance Programs**
    - a) Designation of a Compliance Officer or Contacts
    - b) Internal Monitoring and Auditing
    - c) Development and Implementation of Compliance and Practice Standards
    - d) Training and Education
    - e) Process for Responding to Detected Offenses
    - f) Open Lines of Communication
    - g) Disciplinary Standards
  
  - 3) Legal Requirements for Key Health Center Risk Areas**
    - a) Fraud (False Claims Act; fraud and abuse laws)
    - b) Overpayments
    - c) Contracts and Affiliations (kickbacks; self-referrals; safe harbor)
    - d) Federal Programs (340B drugs; Vaccines for Children)
    - e) Standard of Care (malpractice/ FTCA; credentialing)
  
  - 4) Financial Requirements for Key Health Center Risk Areas**
    - a) Billing and Coding (documentation)
    - b) Grants Management (tracking/reporting data)
    - c) Internal Controls
    - d) Information Management (HIPAA security issues)
    - e) Tax-Issues (990s; compensation)
    - f) Cost Reporting and Regulatory Filings
  
  - 5) Implementing Your Compliance Program**
    - a) Legal Risks of Compliance Programs (privilege issues, document retention)
    - b) Compliance Risk Assessments
    - c) Compliance Program Annual Work Plan
    - d) Compliance Audits and Internal Investigations
    - e) Governance and Staff Responsibilities of Compliance Programs
    - f) Communication Tools (education strategies and reporting)
    - g) Voluntary Self-Disclosures (benefits/risks)
    - h) Evaluation of Compliance Programs
  
  - 6) Compliance Officer Training Session**
    - a) Professional Standards and Ethics
    - b) Interacting with board members (and buy-in)
    - c) Influencing senior staff/management
    - d) Hiring and Retaining Compliance Staff
    - e) Tools and Resources
    - f) Challenges and Solutions
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## What is the agenda for the training?

### Day One

9:00 – 9:15 AM	Overview of the Corporate Compliance Training
9:15 – 10:30 AM	Corporate Compliance in an Era of Accountability, Transparency, and Enforcement <i>Feldesman Tucker Leifer Fidell LLP</i>
10:30 – 10:45 AM	Morning Break
10:45 – 12:00 PM	Health Center Grant Requirements <i>Feldesman Tucker Leifer Fidell LLP</i>
12:00 – 1:00 PM	Lunch on your own
1:00 – 2:30 PM	Legal Requirements for Key Health Center Risk Areas – Part 1 <i>Feldesman Tucker Leifer Fidell LLP</i>
2:30 – 2:45 PM	Afternoon Break
2:45 – 5:00 PM	Financial Requirements for Key Health Center Risk Areas <i>RSM McGladrey Inc.</i>
5:00 – 6:00 PM	Networking Reception ( <i>All Registrants</i> )

### Day Two

9:00 – 10:30 AM	Implementing Effective Corporate Compliance Programs <i>Feldesman Tucker Leifer Fidell LLP and RSM McGladrey Inc.</i>
10:30 – 10:45 AM	Morning Break
10:45 – 12:00 PM	Implementing Effective Corporate Compliance Programs <i>Feldesman Tucker Leifer Fidell LLP and RSM McGladrey Inc.</i>

#### *Compliance Officers – Separate Registration Required*

12:00 – 12:15 PM	Lunch Served
12:15 – 2:00 PM	Compliance Officer Training Session <i>Feldesman Tucker Leifer Fidell LLP and RSM McGladrey Inc.</i>

#### *Non-Compliance Officers*

12:00 – 2:00 PM	Lunch on your own
2:00 – 3:30 PM	HIPAA Security and Red Flags Rule <i>RSM McGladrey Inc.</i>
3:30 – 3:45 PM	Afternoon Break
3:45 – 4:45 PM	Legal Requirements for Key Health Center Risk Areas – Part 2 <i>Feldesman Tucker Leifer Fidell LLP</i>
4:45 – 5:00 PM	Conclusion

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