HEALTHCARE REGULATION IN AN AGING UNITED STATES

FRIDAY, MARCH 11, 2016
HCCA – WASHINGTON, D.C.

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ENFORCEMENT INCREASING - WHY?

65+
Costs
Enforcement

FCA
AML
ACA
RICO
AKS
Stark
Fraud
Anti-trust

Source: Average of AARP and Pew statistics

DEMOGRAPHY

Population Aging
- By 2050, 111% ↑ in US population > 65
- Approximately 9,000 people per day turn 65

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5 Washington D.C.s per year 2011 - 2029 (19 years)

DEMOGRAPHY
1. Age 65+ Growth - Increasing NHE from $2.8 T ($8915 per capita)
2. Medicaid – Expansion added 17M and 3% growth per annum


By 2020 2012 US GDP
All HC spending from gov’t programs 2020

TECHNOLOGY
Delay in Technological Advancements – Funding Barriers

2008
YOUR CLIENT AS MARKET ACTOR

Reimbursement  Market Share  Revenue  AKS  SNR

LAW

Increase in Governmental Scrutiny – Other Statutes

FCA  RICO  AML  Penalties  Stark/Codey  HCF  Commercial Bribery

LAW - FCA

1. States  2. Self-Reporting  3. 3d – Greber no Mikes, first to file

Federal  States  UK
First Who – Talent Selection

What – Case Selection

What – Case Selection

What – Case Selection
FRAUD PROSECUTOR

How – Tempo & Intent

10

RAYSCAM
October 2014 - Present
- First Degree
- 35 Defendants
- Including numerous physicians

CONFIDENT CARE SERIES
October 2014 - Present
- Services Not Rendered
- 5 of 6 Defendants Pled Guilty
- Upcoming trial
STATE V. PEGLER

June 2014

- Workers' Comp Fraud
- President To Prison

FRAUD PROSECUTOR - DETERRENCE

1st First Time

2nd
3rd
4th

Tripled APS .996 to 3.365 yrs
MASS ADVERTISING

Insurance Fraud = PRISON

INSURANCE FRAUD COSTS YOU $1,300 EVERY YEAR

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2015

PROSECUTION TRENDS

| Short-Term | FCA, AKS, Stark Diversion |
| Medium-Term | FCA, Standard, Necessity, HHA |
| Long-Term | Drones, A.I. (SODDI) |
COMING HEALTHCARE REGULATORY ISSUES

Robotics

Immigration

Telemedicine

Drones

Qualifications

Licensure

Oshbot, 10/28/14 WSJ, B3

ASIAN BLESSING

May you have the good fortune to live in interesting times.

QUESTIONS?
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