

GME @ Dentons

Welcome to GME @ Dentons, a newsletter designed to provide you with monthly updates on issues related to **graduate medical education (GME)**.

Our DC-based team—

Holley Thames Lutz

and

Susan Banks

—regularly advise clients on all aspects of GME and write the GME @ Dentons newsletter to help you navigate the ever-evolving GME regulatory landscape.

Holley has, for more than a decade, represented a broad array of health care providers with respect to Medicare coverage and reimbursement issues, including those relating to graduate medical education. Finally, Susan's Medicare and Medicaid compliance and reimbursement consulting experience has a large GME component, including advising on GME-related contracting requirements in connection with the establishment of new medical and dental residency programs.

What can you expect from *GME @ Dentons*?

- Hot topics and insights into key developments in the complex world of GME reimbursement.
- Updates on proposed GME regulations and other guidance from the Centers for Medicare & Medicaid Services (CMS).
- Alerts and analysis regarding significant proposed GME legislation.

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Key contacts



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Medicare GME implications of newly-approved fellowship programs

February 7, 2019



These newly-accredited fellowship programs are now considered "approved" programs for Medicare GME payment purposes, which has significant reimbursement implications for hospitals and clinical non-hospital sites where these residents rotate and train.





CMS relaxes E/M documentation requirements for teaching physicians

December 6, 2018



In the recently published 2019 Medicare Physician Fee Schedule Final Rule, CMS streamlined certain documentation requirements for evaluation and management (E/M) services.





Upcoming October 31 CMS deadline for section 5506 redistributed slots

October 4, 2018



Teaching hospitals interested in applying for the most recent round of slots through the Affordable Care Act (ACA) section 5506 closed hospital slot redistribution program must submit an application to CMS by Wednesday, October 31, 2018.





Recent appeals court decision enables hospitals to appeal old base-year cost-reporting errors that affect prospective GME reimbursement

August 9, 2018



On June 29, 2018, the US Court of Appeals for the DC Circuit invalidated a Centers for Medicare & Medicaid Services (CMS) regulatory interpretation that prevented hospitals from correcting old cost-reporting errors that continue to impact current and future Medicare reimbursements. In *Saint Francis Medical Center v. Azar*, the court sided with a group of hospitals challenging factual determinations, derived from 1981 cost-reporting data, that were used to determine base rates known as standardized amounts.





CMS offers teaching hospitals new flexibility in FY 2019 IPPS final rule

August 6, 2018



On August 2, the Centers for Medicare & Medicaid Services released the agency's fiscal year 2019 inpatient prospective payment system final rule. Although it contains many proposals relating to hospital payment policy, three GME-related issues are worthy of note to the teaching hospital community.





An Interview with Dentons Senior Advisor Dr. Rosemarie Fisher

July 12, 2018



The GME @ Dentons Team is proud to bring you an interview with our colleague, Rosemarie Fisher, MD. Rosemarie joined the firm's Health Care group as a senior advisor in January 2017. She most recently served as the designated institutional official/director/associate dean of graduate medical education at the Yale-New Haven Hospital and Yale School of Medicine. Rosemarie continues her relationship with Yale as both director of resident/fellow well-being and a professor of medicine and pediatrics.



Bill introduced to support increased residency training to combat opioid crisis

June 7, 2018



The Opioid Workforce Act of 2018 would increase, beginning in FY19, the number of available FTE cap slots for hospitals that have, or are developing, approved residency programs in (i) addiction medicine, (ii) addiction psychiatry and/or(iii) pain management; or that are expanding a

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prerequisite program (e.g., internal medicine) to accommodate the projected increase in residents attendant to the addition of these specialties.



An interview with our newest team member, Dr. Linda Famiglio

May 3, 2018



The GME @ Dentons team extends a warm welcome to our newest

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colleague, Linda M. Famiglio, MD, FAAP. Dr. Famiglio joins us as a senior advisor in the firm's Health Care group. We interviewed Linda about her GME-related history, interests, and passions, to help you get to know her better.



FY 2019 IPPS proposed rule contains GME-related provisions

April 25, 2018



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On April 24, 2018, the Centers for Medicare & Medicaid Services (CMS) released the agency's fiscal year 2019 inpatient prospective payment system (IPPS) proposed rule. Although the rule contains many proposals relating to hospital payment policy, three GME-related issues are worthy of note to the teaching hospital community.



What happens to Medicare GME funding when a residency program closes?

April 5, 2018





When a hospital decides to close one of its residency training programs, or the hospital itself closes, questions arise as to what will become of its GME-funded resident slots. Specific Medicare regulations permit the temporary transfer of funded positions to accommodate so-called "displaced" residents, and other rules permit slot transfers on a permanent basis.

**How can the world's largest law firm help you today
?**

Contact us or find an office in your location.