

### Bios



- Derek Frye
- Practice Leader, Audit and Compliance
- 10 years of healthcare audit and compliance experience
- Oversees 150+ audits for Burchfield annually
  The Burchfield Group



- Wendy Richey
- Chief Compliance Officer
- Over 35 years of corporate compliance, government programs and operations experience in the healthcare arena

**Clover Health Plan** 

### Goals

#### Try not to think of your relationship with CMS as a relationship with the IRS

- They're not there to "catch you" doing something wrong if it feels like that today, you can turn it around
- It takes work on your part to turn it around, though!

#### Why work toward a strong relationship?

- Quid pro quo the more you share, the more you'll benefit
- Priority access to issue resolution
- Over time, you'll spend less time worrying about the specific wording on a response, and more time on things that matter

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### How to improve your day-to-day with CMS

- 1. Building a relationship
- 2. Relationship credibility and respect
- 3. Don't argue
- 4. Remember the rules
- 5. Be transparent

## Compliance is not a job, it's a mission



#### **Compliance Mission Statement:**

"Uphold the highness level of ethical standards, and do the right thing at all times to protect our members."

# Building a Relationship

## Building a Relationship

- Relationships take work, especially if it starts one-sided
  - We've all heard of "friendly" CMS RAs that may be an exception, not the norm
- You need to prioritize quality interchanges
  - Use the time before a meeting starts
  - What personal details do you know about each other?
  - Focus on shared interests
- Find ways to make them more successful
  - How is their success measured by their boss or department?

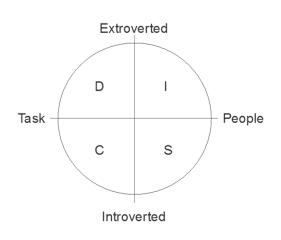
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### Building a Relationship

There are a variety of tools that can help

One tool - DISC

- D be direct, brief, to the point
- I build rapport, let them verbalize
- S don't be pushy; give specifics
- C pay attention to details; don't generalize



## Relationship Credibility and Respect

9

## Relationship Credibility and Respect

Conduct internal monitoring and talk about it. Hiding is the worst decision a plan could make!



Keep CMS informed on what you're doing. Rolling out a marketing campaign, launching a member touch initiative, or developing new processes? **Let CMS know!** 



## Relationship Credibility and Respect

#### Be authentic and personal

- Small talk not too personal but not cold think small talk with an alum or an ex-colleague
- Don't send mass emails if most of your emails aren't 1:1, it may be an area for improvement
- Can you find ways to be in-person?

### Being vulnerable can payoff

- Ask your RA for input on the draft audit protocols
- Sometimes, as you learn about a topic, your CMS contacts do too

11

## Don't Argue

THE RURCHPIELD GROU

## Don't Argue



It is not uncommon for an executive to get frustrated and want to argue a rule or decision CMS has made. Don't do it!



Instead, be thoughtful and ask questions if something doesn't make sense. In the end, the rules are the rules.

13

## Don't Argue

#### State the situation

• Put yourself in their shoes – they need background and context to understand

#### Communicate the facts, but also your concerns

• Your concerns, when honest, add depth and sincerity

#### Deliver the bottom-line

• Clear, memorable, actionable

#### Use open-ended questions

• A request expressed as a question—one that cannot be answered by a yes or no—is less threatening. How do you feel about this? How can we solve this problem?

## Remember the Rules

1

## Remember the Rules



Be accountable



Test



**Over-communicate** 



**Validate** 

# Be Transparent

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# Be Transparent

Don't hide issues or questions, it will come back around!

Include CMS in the situation to help with a resolution.



What do you gain? Confidence, trust, and respect.

# Be Transparent

(AT THIS POINT, WILL PULL UP LIVE INTERNET POLL)

• How many times did you give CMS a "heads up" on any issue in the last year?

0 - 2

3 – 6

7 - 10

10+

19

# Summary

## Summary

Work at building an authentic relationship with your CMS contacts

Keep CMS informed about what you're doing

Use disagreements as learning experiences

Be transparent – lean toward over-sharing than under-sharing

21

### **Questions?**

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