

**SUMMA ACCOUNTABLE CARE ORGANIZATION
D/B/A NEWHEALTH COLLABORATIVE**

**Medicare Shared Savings Program Waivers of the Fraud and Abuse Laws
Required Public Disclosures**

As of July 1, 2019, Summa Accountable Care Organization d/b/a NewHealth Collaborative (“ACO”) entered into a five-year, six month Participation Agreement in the Medicare Shared Savings Program (“MSSP”) with the Centers for Medicare and Medicaid Services (“CMS”).

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DISCLOSED ARRANGEMENTS PROTECTED UNDER ACO PARTICIPATION WAIVER

ACO’s governing body has duly authorized the below arrangements that qualify for the ACO Fraud and Abuse Waivers, and specifically the ACO Participation Waiver, through Resolutions adopted by unanimous written consent. The ACO Board of Directors has made a *bona fide* determination that each arrangement is reasonably related to the purposes of the MSSP because it promotes accountability for the quality, cost, and overall care for a Medicare population as described in the MSSP, provides for the management and coordination of care for Medicare fee-for-service beneficiaries through ACO, and/or encourages investment in infrastructure and redesigned care processes for high quality and efficient service delivery for patients, including Medicare beneficiaries. Thus the ACO, pursuant to its governing body’s authorization, is asserting the ACO Participation Waiver’s protection over all of the ACO arrangements entered into as of the beginning of the current MSSP Participation Agreement term.

To comply with the ACO Participation Waiver’s requirements, the ACO is publicly disclosing the below arrangements. ACO will publicly disclose additional arrangements that qualify for the ACO Participation Waiver as they are authorized by its governing board on this website, in compliance with CMS’s public disclosure requirements.

Care Provision Arrangements:

Under the Care Provision Arrangements, ACO employs and oversees the use of physicians, specialists, process improvement staff, a tightly aligned post-acute care network, and health care personnel with expertise in integrated care management and care transformation processes to assist ACO participants and other ACO providers/suppliers affiliated with ACO, with:

- coordinating and providing primary and specialty care for high-risk, vulnerable MSSP beneficiary populations;
- managing medication adherence and reconciliation
- appropriately managing care transitions; and
- transforming primary care processes.

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Health IT Arrangements:

Under the Health IT Arrangements, ACO (or, Summa Health or its subsidiary, Summa Health Network, on ACO's behalf) purchases or contracts for the provision of multiple health information technology resources, including electronic health record ("EHR"), population health management technology, data analytics systems and data extraction and aggregation tools to facilitate the following benefits for ACO participants, ACO providers/suppliers, or other providers and suppliers affiliated with ACO:

- Access to electronic medical records by and among providers in different care settings;
- Analytics to support referral management among MSSP beneficiaries' health care providers;
- Provision of gap reporting, patient summaries, risk stratification, and enhanced registry services; and
- Support for the coordination of care and population health management of MSSP beneficiaries.

Infrastructure & Care Redesign Arrangement:

Under the Infrastructure & Care Redesign Arrangement, ACO assesses an annual "administrative fee" against the ACO participants' and/or ACO providers'/suppliers' SummaCare Medicare Advantage and Medicare fee-for-service reimbursement in order to support ACO operations and infrastructure needs.

Care Relationship Arrangements:

Under the Care Relationship Arrangements, ACO engages in activities that will serve to coordinate care for its beneficiaries with ACO participants and with other providers and suppliers, including but not limited to: the distribution of informational brochures, emails, or other materials about ACO participants and ACO providers/suppliers to patients transitioning from acute to post-acute care facilities, to patients seeking information about available treating providers and suppliers, or to other providers and suppliers that may refer patients to ACO participants.