

## **MEDICARE SHARED SAVINGS PROGRAM PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN developed an Electronic Health Record Program Agreement to enter into with medical groups participating in the SNCN MSSP ACO, which are primarily comprised of primary care physicians or specialists providing a significant amount of primary care services, and outside providers and suppliers that have a role in coordinating and managing care for SNCN MSSP ACO patients. Under the agreement, SNCN will donate certain items and services (including electronic health record services and support), and make other payments, to support the creation, maintenance, transmission, and receipt of electronic health records among the medical groups and other providers participating in the SNCN MSSP ACO, their associated physicians, and other providers/suppliers that have a role in coordinating and managing care for SNCN MSSP ACO patients. The agreement requires providers receiving the items and services to meet SNCN quality and cost-efficiency metrics.

The SNCN Board determined that the agreement is reasonably related to ACO Activities, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among physicians and medical groups participating in the SNCN MSSP ACO, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

The Electronic Health Record Program Agreement was concurrently approved by the Steward Integrated Care Network, Inc. Board seeking waiver protection under the Next Generation ACO Program.

<Posted 2/16/18>

## **MEDICARE SHARED SAVINGS PROGRAM PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN developed an infrastructure support program (the “Infrastructure Support Program”) for certain eligible providers who are entities or individuals that have signed Participating Provider Agreements with SNCN to become Medicare Shared Savings Program (“MSSP”) ACO Participants, as such term is defined in the regulations promulgated by CMS to implement the MSSP, as amended from time to time, under 42 C.F.R. 425.20 (“Eligible Providers”) for each Medicare beneficiary assigned to the SNCN MSSP ACO (“SNCN MSSP ACO Beneficiaries”) that is attributed to such an Eligible Provider, to assist with integration into the SNCN MSSP ACO.

The Infrastructure Support Program incentivizes certain Eligible Providers to participate in care management and care coordination activities. Payments must be used to improve the quality, safety, and efficiency of medical services provided to patients, including SNCN MSSP ACO Beneficiaries.

<Posted 5/1/18>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN developed an infrastructure support program (the “Infrastructure Support Program”) for certain eligible providers who are entities or individuals that have signed Participating Provider Agreements with SNCN to become Medicare Shared Savings Program (“MSSP”) ACO Participants, as such term is defined in the regulations promulgated by CMS to implement the MSSP, as amended from time to time, under 42 C.F.R. 425.20 (“Eligible Providers”) for each Medicare beneficiary assigned to the SNCN MSSP ACO (“SNCN MSSP ACO Beneficiaries”) that is attributed to such an Eligible Provider, to assist with integration into the SNCN MSSP ACO. SNCN previously implemented a separate Infrastructure Support Program for other eligible providers.

The Infrastructure Support Program incentivizes certain Eligible Providers to participate in care management and care coordination activities. Payments must be used to improve the quality, safety, and efficiency of medical services provided to patients, including SNCN MSSP ACO Beneficiaries.

<Posted 10/1/18>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN developed an infrastructure support program (the “Infrastructure Support Program”) for certain eligible providers who are entities or individuals that have signed Participating Provider Agreements with SNCN to become Medicare Shared Savings Program (“MSSP”) ACO Participants, as such term is defined in the regulations promulgated by CMS to implement the MSSP, as amended from time to time, under 42 C.F.R. 425.20 (“Eligible Providers”) for each Medicare beneficiary assigned to the SNCN MSSP ACO (“SNCN MSSP ACO Beneficiaries”) that is attributed to such an Eligible Provider, to assist with integration into the SNCN MSSP ACO. SNCN previously implemented a separate Infrastructure Support Program for other eligible providers.

The Infrastructure Support Program incentivizes certain Eligible Providers to participate in care management and care coordination activities. Payments must be used to improve the quality, safety, and efficiency of medical services provided to patients, including SNCN MSSP ACO Beneficiaries.

<Posted 10/18/2019>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN, Jordan Valley Medical Center, LP (the “Hospital”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, Maria A. Oneida-Hardwick, M.D. (“Physician”) and Riverton Family Health Center, LLC (“Medical Group”), entered into a Physician Recruitment Agreement effective as of September 11, 2019, pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician’s recruitment into the SNCN MSSP ACO. The agreement was designed to ensure that SNCN MSSP ACO patients in the Hospital’s service area requiring primary care services have timely access to local primary care services and to more cost-effective treatment by a physician educated in the SNCN MSSP ACO’s processes and systems.

<Posted 11/8/2019>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURE**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an Electronic Health Record Program Agreement (the “Agreement”) dated Dec. 11, 2019 with Premier Family Medical, LLC (the “Practice”), which is a Medicare Shared Savings Program (“MSSP”) ACO Participant, as such term is defined in the regulations promulgated by CMS to implement the MSSP, as amended from time to time, under 42 C.F.R. 425.20. Pursuant to the Agreement, SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by and among the Practice and medical groups and other providers participating in the SNCN MSSP ACO, their associated physicians, and other providers/suppliers that have a role in coordinating and managing care for SNCN MSSP ACO patients.

The SNCN Board determined that the Agreement is reasonably related to ACO Activities, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among physicians and medical groups participating in the SNCN MSSP ACO, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 2/7/2020>

## MSSP ACO PARTICIPATION WAIVER DISCLOSURES

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))) (“MSSP ACO Participation Waiver”). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangements described below:

Steward Integrated Care Network, Inc. (“SICN”), an affiliate of SNCN, participated in the Next Generation ACO Model pursuant to a Next Generation ACO Model Participation Agreement with CMS (the “Next Generation ACO Agreement”), which participation was effective through December 31, 2019. The SICN Board previously made and duly authorized bona fide determinations that the following arrangements were reasonably related to ACO Activities (as defined in the Next Generation ACO Agreement) of the SICN Next Generation ACO, all in compliance with the Next Generation ACO Participation Waiver (as set forth in that certain Notice of Amended Waivers of Certain Fraud and Abuse Laws in Connection with the Next Generation ACO Model dated December 29, 2016). The SNCN Board decided to maintain the following arrangements on and after January 1, 2020 in compliance with the MSSP ACO Participation Waiver, and subsequently made and duly authorized bona fide determinations that the arrangements (including amendments as necessary to maintain some arrangements that would otherwise automatically expire upon termination of the Next Generation ACO Agreement) are reasonably related to the purposes of the MSSP (as defined in the MSSP ACO Participation Waiver).

Descriptions of each arrangement are included below, and, where applicable, references to the SICN Next Generation ACO Agreement, Next Generation ACO Agreement and Next Generation ACO Agreement terminology shall be understood to be replaced by current MSSP ACO terminology.

1. SICN developed an Electronic Health Record Program Agreement that was entered into with medical groups that either participate in the SICN Next Generation ACO or have a role in coordinating and managing care for SICN Next Generation ACO patients, dated December 17, 2012. The Electronic Health Record Program consists primarily of three components: (a) implementation of the electronic health record systems; (b) creation and use of an electronic clinical data exchange for treatment and other appropriate purposes; and (c) integration of SHCS hospital information technology systems with the clinical data exchange and implementation of a Steward Connect Portal to allow providers, patients, and care management teams to access patient centered clinical information. Under this agreement, SICN donated certain items and services (including electronic health record services and support) to the medical groups, and makes other payments, to support the creation, maintenance, transmission, and receipt of electronic health records among the medical groups, other providers participating in the SICN Next Generation ACO, the physicians associated with such Next Generation ACO Participants, and other outside providers/suppliers.

2. SICN developed an Electronic Health Record Program Agreement that it entered into with medical groups participating in the SICN Next Generation ACO that are primarily comprised of primary care physicians or specialists providing a significant amount of primary care services. The agreement requires the medical groups and their physicians to achieve “meaningful use” of EHR technology and meet SICN quality and cost-efficiency metrics. Under this agreement, SICN donated certain items and services (including electronic health record services and support) to the medical groups, and makes other payments, to support the creation, maintenance, transmission, and receipt of electronic health records among the medical groups, other providers participating in the SICN Next Generation ACO, the physicians associated with such Next Generation ACO Participants, and other providers/suppliers that have a role in coordinating and managing care for SICN Next Generation ACO patients. SICN developed an Electronic Health Record Program Agreement that it entered into with medical groups that either participated in the SICN Next Generation ACO (that are not primarily comprised of primary care physicians) or had a role in coordinating and managing care for SICN Next Generation ACO patients. The agreement requires the medical groups and their physicians to achieve “meaningful use” of EHR technology and meet quality and cost-efficiency metrics. Under this agreement, SICN donated certain items and services (including electronic health record services and support) to the medical groups, and makes other payments, to support the creation, maintenance, transmission, and receipt of electronic health records among the medical groups, other providers participating in the SICN Next Generation ACO, the physicians associated with such Next Generation ACO Participants, and other outside providers/suppliers.
3. SICN developed an Electronic Health Record Program Agreement that it entered into with medical groups participating in the SICN Next Generation ACO that are primarily comprised of primary care physicians or specialists providing a significant amount of primary care services. The agreement requires the medical groups and their physicians to achieve “meaningful use” of EHR technology and meet SICN quality and cost-efficiency metrics. Under this agreement, SICN donated certain items and services (including electronic health record services and support) to the medical groups, and makes other payments, to support the creation, maintenance, transmission, and receipt of electronic health records among the medical groups, other providers participating in the SICN Next Generation ACO, the physicians associated with such Next Generation ACO Participants, and other providers/suppliers that have a role in coordinating and managing care for SICN Next Generation ACO patients. SICN developed an Electronic Health Record Program Agreement that it entered into with medical groups that either participated in the SICN Next Generation ACO (that are not primarily comprised of primary care physicians) or had a role in coordinating and managing care for SICN Next Generation ACO patients. The agreement requires the medical groups and their physicians to achieve “meaningful use” of EHR technology and meet quality and cost-efficiency metrics. Under this agreement, SICN donated certain items and services (including electronic health record services and support) to the medical groups, and makes other payments, to support the creation, maintenance, transmission, and receipt of electronic health records among the medical groups, other providers participating in the SICN



Next Generation ACO, the physicians associated with such Next Generation ACO Participants, and other outside providers/suppliers

4. SICN entered into an EHR Donation Agreement dated September 5, 2019, with Primary Care of the Treasure Coast, Inc. (the “Practice”), which is a Next Generation ACO Participant, pursuant to which SICN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SICN Board determined that the EHR Donation Agreement is reasonably related to ACO Activities, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SICN Next Generation ACO by, for example, enhancing the accuracy of patient health information and facilitating the ready exchange of patient health information among physicians and medical groups, including Practice, participating in the SICN Next Generation ACO; and (b) allowing the SICN Next Generation ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.
5. SICN developed an Equipment Use Agreement that all Next Generation ACO Participants, Preferred Providers, and outside providers who participate in SHCN are eligible to participate in. To further the quality and efficiency of services provided to patients SHCN loaned certain point-of-care testing equipment to Next Generation ACO Participants, Preferred Providers, and outside providers meeting certain criteria. The agreement reasonably relates to several purposes of the Next Generation ACO, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SICN Next Generation ACO by, for example, enhancing access to, and the timeliness of, important clinical laboratory testing; and (b) encouraging investment in infrastructure and redesigned care processes that make greater use of point-of- care testing to improve the quality and efficiency of services delivered to patients, including Medicare beneficiaries.
6. SICN and its affiliates, including Steward Healthcare Management Services LLC (“SHMS”), and Prima CARE, P.C. (“PC”) have entered into a Management and CEO Services Agreement and an Employee Transfer Agreement, effective October 31, 2016, as amended (the “Arrangement”). PC is a medical group that participates in the SICN Next Generation ACO as a Next Generation ACO Participant. The Arrangement supports SICN’s efforts to improve care coordination and the provision of care to SICN Next Generation ACO Beneficiaries (“Next Gen Beneficiaries”) and other patients. Under the Arrangement, SHMS provides certain business, management, supervisory, and administrative services of a non-clinical nature to PC with the goal of improving performance under the SICN Next Generation ACO Agreement by meeting, or exceeding, the cost, quality and efficiency metrics established under the Management and CEO Services Agreement for the benefit of Next Gen Beneficiaries.

These arrangements are designed to promote accountability for the quality, cost and overall care for a patient population of aligned Medicare fee-for-service Beneficiaries, including managing and coordinating care for Next Gen Beneficiaries, increasing such Beneficiaries’ access to necessary care, reducing barriers to obtaining that care, and promoting adherence to that care through the provision of administrative support and staff; encouraging investment in infrastructure and redesigned care processes for high quality and efficient service delivery through the provision of supports to ensure that providers can connect and participate in SICN

Next Generation ACO data and performance initiatives; and helping to meet the quality performance standards of the SICN Next Generation ACO Agreement and meeting requirements for reporting on quality and cost measures.

7. SICN, Steward St. Anne's Hospital Corporation (the "Hospital"), a Next Generation ACO Participant, Prima Care, P.C. ("Medical Group") and Sadip Pant, M.D. ("Physician") entered into a Physician Recruitment Agreement dated February 26, 2018 pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician's recruitment into the SICN Next Generation ACO. The agreement was designed to ensure that SICN Next Generation ACO patients in the Hospital's service area requiring interventional cardiology services have timely access to more cost-effective treatment by a physician specifically educated in the ACO's processes and systems.
8. SICN, Steward Rockledge Hospital, Inc. (the "Hospital"), a Next Generation ACO Participant, Kalpana Gorthi, M.D. ("Physician") and Kalpana Gorthi, MD, PLLC, d/b/a Revive MD Internal Medicine ("Medical Group"), entered into a Physician Recruitment Agreement dated May 1, 2018 pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician's recruitment into the SICN Next Generation ACO. The agreement was designed to ensure that SICN Next Generation ACO patients in the Hospital's service area requiring primary care services have timely access to more cost-effective treatment by a physician specifically educated in the ACO's processes and systems.
9. SICN, Steward Norwood Hospital, Inc. (the "Hospital"), a Next Generation ACO Participant, Timothy Hartshorn, M.D. ("Physician") and OrthoBoston, LLC ("Medical Group"), entered into a Physician Recruitment Agreement dated March 19, 2018 pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician's recruitment into the SICN Next Generation ACO. The agreement was designed to ensure that SICN Next Generation ACO patients in the Hospital's service area requiring orthopedic surgery services, including shoulder repair, have timely access to more cost-effective treatment by a physician specifically educated in the ACO's processes and systems.
10. SICN, Morton Hospital, A Steward Family Hospital, Inc. (the "Hospital"), a Next Generation ACO Participant, Jonathan Kittredge, M.D. ("Physician") and Prima Care, P.C. ("Medical Group"), entered into the Physician Recruitment Agreement dated December 21, 2017 pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician's recruitment into the SICN Next Generation ACO. The agreement was designed to ensure that SICN Next Generation ACO patients in the Hospital's service area requiring vascular surgery services have timely access to local vascular surgery services and to more cost-effective treatment by a physician specifically educated in the ACO's processes and systems. On December 17, 2018, the Parties entered into an Amendment to the Physician Recruitment Agreement to update certain terms.
11. SICN, Steward Rockledge Hospital, Inc. (the "Hospital"), a Next Generation ACO Participant, Nikolaos Kannelopoulos, M.D. ("Physician") and Island Family Health LLC ("Medical

Group”), entered into a Physician Recruitment Agreement effective as of December 7, 2018, pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician’s recruitment into the SICN Next Generation ACO. The agreement was designed to ensure that SICN Next Generation ACO patients in the Hospital’s service area requiring primary care services have timely access to local primary care services, including preventive care, and to more cost-effective treatment by a physician educated in the ACO’s processes and systems.

12. SICN, Steward Rockledge Hospital, Inc. (the “Hospital”), a Next Generation ACO Participant, Victor Soriano, M.D. (“Physician”) and Soriano Physician Services, PLLC (“Medical Group”), entered into a Physician Recruitment Agreement effective as of July 1, 2019, pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician’s recruitment into the SICN Next Generation ACO. The agreement was designed to ensure that SICN Next Generation ACO patients in the Hospital’s service area requiring primary care services have timely access to local primary care services and to more cost-effective treatment by a physician educated in the ACO’s processes and systems.
13. Patient Van Transportation from Steward Carney Hospital, Inc. to Certain Health Care Providers, including the Veteran’s Administration, an outside provider/supplier that has a role in coordinating and managing care for Next Generation ACO patients, entered into an arrangement effective December 8, 2014, which was amended effective July 23. The purpose of the arrangement is to provide SICN Next Generation ACO patients with access to affordable transportation to ensure adherence to treatment regimes and follow-up care plans which is intended to further the management and coordination of care for such patients. The transportation services are currently available seven days per week, with daily pickup and drop off between 7:00am and 5:30pm. Appointments for transportation services can be made through a centralized patient navigator located at the Hospital.
14. Patient Transportation from Steward Good Samaritan Hospital, Inc. to Brockton Neighborhood Health Center, entered into consistent with the Next Generation ACO Participation Waiver approved by the SICN Board of Managers on February 27, 2015. The purpose of the arrangement is to provide Next Generation ACO Beneficiaries with access to affordable transportation to ensure and facilitate preventive services and follow-up care plans which is intended to further the management and coordination of care for such patients.
15. Steward St. Anne’s Hospital Corporation (the “Hospital”), Hawthorn Medical Associates, and Prima CARE, P.C., each Next Generation ACO Participants, have entered into an arrangement effective January 21, 2016. The purpose of the arrangement is to provide Next Generation ACO Beneficiaries with access to affordable transportation to ensure adherence to treatment regimes and follow-up care plans which is intended to further the management and coordination of care for such patients. The transportation services are currently upon request

by Beneficiaries, and the Hospital may establish a regularly scheduled service as needed to accommodate patient demand and to advance Next Generation ACO Activities.

16. Steward Carney Hospital, Inc. (the “Hospital”) and Harvard Street Neighborhood Health Center (“Harvard Street”) entered into an original Affiliation and Support Agreement, dated June 3, 2013, as updated and amended by a “Letter Agreement” dated December 10, 2017, to promote continuity of care and cost and quality initiatives for the patient population of North Dorchester, Mattapan and Roxbury and will increase access by SICN Next Gen Beneficiaries in this service area. Under the Letter Agreement, Hospital will continue to provide community benefits and support to Harvard Street to support infrastructure, community, and other investments that promote high quality and efficient service delivery for Harvard Street’s patients, including Medicare beneficiaries. The Letter Agreement is designed to increase access to care for Medicare beneficiaries in Harvard Street’s service area; promote accountability among SICN Next Generation ACO Providers/Suppliers for the cost, quality, and overall care delivered to Medicare beneficiaries; advance the management and coordination of care of Medicare beneficiaries through the SICN Next Generation ACO; and allow the SICN Next Generation ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high quality and efficient service delivery for its patients.
17. Steward St. Elizabeth’s Medical Center of Boston, Inc., Steward Carney Hospital, Inc., Steward Good Samaritan Medical Center, Inc., Steward Holy Family Hospital, Inc., Steward Norwood Hospital, Inc., Nashoba Valley Medical Center, A Steward Family Hospital, Inc., Morton Hospital, A Steward Family Hospital, Inc., Steward Saint Anne’s Hospital Corporation, and New England Sinai Hospital, A Steward Family Hospital, Inc., each a Next Generation ACO Participant (each a “Hospital” and collectively, the “Hospitals”), identified a need for patient transportation for those beneficiaries referred to the Hospitals for treatment or follow-up care by certain medical group Next Generation ACO Participants (each, a “Participating Provider,” and collectively, the “Participating Providers”). The Hospitals agreed to provide transportation by van between and among each Hospital and the Participating Providers for patients who are obtaining treatment or follow-up care from a Hospital, including Medicare fee-for-service beneficiaries, as well as family members assisting in coordinating such patients’ care. The arrangement is designed to provide SICN Next Generation ACO patients with access to affordable transportation to ensure adherence to treatment regimes and follow-up care plans. The transportation services are currently available upon patient request, but a regular schedule may be implemented if patient demand warrants. The SICN Board determined that providing certain free or discounted non-emergency transportation to beneficiaries for travel to or from the locations of their health care providers (i) is reasonably connected to the medical care of beneficiaries; (ii) will promote beneficiaries’ adherence to a treatment regime, drug regime, or follow-up care plan or will advance beneficiaries’ management of their chronic diseases or conditions; and (iii) is reasonably related to Next

Generation ACO Activities in that it will help manage and coordinate care for beneficiaries through the SICN Next Generation ACO.

<Posted 6/23/2020>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN developed an infrastructure support program (the “Infrastructure Support Program”) for certain eligible providers who are entities or individuals that have signed Participating Provider Agreements with SNCN to become Medicare Shared Savings Program (“MSSP”) ACO Participants, as such term is defined in the regulations promulgated by CMS to implement the MSSP, as amended from time to time, under 42 C.F.R. 425.20 (“Eligible Providers”) for each Medicare beneficiary assigned to the SNCN MSSP ACO (“SNCN MSSP ACO Beneficiaries”) that is attributed to such an Eligible Provider, to assist with integration into the SNCN MSSP ACO. SNCN previously implemented a separate Infrastructure Support Program for other eligible providers.

The Infrastructure Support Program incentivizes certain Eligible Providers to participate in care management and care coordination activities. Payments must be used to improve the quality, safety, and efficiency of medical services provided to patients, including SNCN MSSP ACO Beneficiaries.

<Posted 6/29/2020>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN, Steward Rockledge Hospital, Inc. (the “Hospital”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, Mark Spears, M.D. (“Physician”) and Mark Spears MD PLLC (“Medical Group”), entered into a Physician Recruitment Agreement effective as of 3/3/2020 pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician’s recruitment into the SNCN MSSP ACO. The agreement was designed to ensure that SNCN MSSP ACO patients in the Hospital’s service area requiring primary care services have timely access to local primary care services and to more cost-effective treatment by a physician educated in the SNCN MSSP ACO’s processes and systems.

<Posted 6/29/2020>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN, Steward Rockledge Hospital, Inc. (the “Hospital”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, Dixitkumar Modi, M.D. (“Physician”) and Dixitkumar Modi MD PA (“Medical Group”), entered into a Physician Recruitment Agreement effective as of February 17, 2020, pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician’s recruitment into the SNCN MSSP ACO. The agreement was designed to ensure that SNCN MSSP ACO patients in the Hospital’s service area requiring family medicine services have timely access to local family medicine services and to more cost-effective treatment by a physician educated in the SNCN MSSP ACO’s processes and systems.

<Posted 6/29/2020>



## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))) (“MSSP ACO Participation Waiver”). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangements described below:

SNCN and its affiliates, including Steward Healthcare Management Services LLC (“SHMS”), and Prima CARE, P.C. (“PC”) previously entered into, and reviewed, a Management and CEO Services Agreement, effective October 31, 2016, as amended (“MSA”), and made a bona fide determination that the MSA was reasonably related to the purposes of the MSSP. PC is a medical group that participates in the MSSP ACO as a MSSP ACO Participant. The MSA supports SNCN’s efforts to improve care coordination and the provision of care to MSSP ACO Beneficiaries and other patients. The parties identified additional changes to the MSA that they believe will allow them to make further improvements for MSSP ACO Beneficiaries and other patients, and therefore entered into an amendment to the MSA which the SNCN Board determined is reasonably related to the purposes of the MSSP, including, without limitation: (a) managing and coordinating care for MSSP ACO Beneficiaries, including increasing Beneficiaries’ access to necessary care, reducing barriers to obtaining that care, and promoting adherence to that care through the provision of the Risk Member Services (as defined in the amended MSA); (b) encouraging investment in infrastructure and redesigned care processes for high quality and efficient service delivery through the provision of support to ensure that providers can connect and participate in SNCN MSSP ACO data and performance initiatives; and (c) helping to meet the quality performance standards of the SNCN MSSP ACO and meeting requirements for reporting on quality and cost measures.

<Posted 6/29/2020>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an EHR Donation Agreement dated January 11<sup>th</sup>, 2021 with Newburyport Family Practice, PC (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SNCN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 2/3/2021>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an EHR Donation Agreement dated January 11<sup>th</sup> 2021 with Newburyport Medical Associates, Inc. (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SNCN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 2/3/2021>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN developed a program (the “Program”) for certain eligible providers (“Eligible Providers”) related to the natural disaster caused closure of Steward Norwood Hospital, Inc. (“Norwood Hospital”). The Program is designed to support Eligible Providers in the Norwood Hospital area in redeveloping care coordination infrastructure, care pathways, and implementing new care coordination initiatives to address the challenges caused by the continued unavailability of Norwood Hospital, including managing and coordinating care for SNCN ACO Beneficiaries, increasing SNCN ACO Beneficiaries access to necessary care, reducing barriers to obtaining that care related to the closure of the hospital, and helping to meet the quality performance standards of the SNCN MSSP ACO Agreement. The Program incentivizes certain Eligible Providers to participate in these care management and care coordination activities. The SNCN Board determined that the Program will assist Eligible Providers in the Norwood Hospital area in improving access and patient outcomes, and ensuring that the SNCN ACO Beneficiaries have timely access to more cost-effective treatment by physicians educated in the SNCN MSSP ACO’s processes and systems which, in turn, is reasonably related to the purposes of the MSSP, including promoting accountability among the MSSP ACO Participants for the quality, cost, and overall care of Medicare beneficiaries by implementing cost and quality programs to improve the quality and efficiency of care provided to SNCN ACO Beneficiaries; advancing the management and coordination of care for Medicare beneficiaries; and allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high quality and efficient service delivery for its patients.

<Posted 2/5/2021>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN, Steward Rockledge Hospital, Inc. (the “Hospital”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, Tanmay Patel, M.D. (“Physician”), and Total MD Care (“Medical Group”), entered into a Physician Recruitment Agreement effective as of December 8<sup>th</sup>, 2020 pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician’s recruitment into the SNCN MSSP ACO. The agreement was designed to ensure that SNCN MSSP ACO patients in the Hospital’s service area requiring internal and primary care services have timely access to local internal medicine and primary care services and to more cost-effective treatment by a physician educated in the SNCN MSSP ACO’s processes and systems.

<Posted 2/5/2021>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an EHR Donation Agreement dated June 9<sup>th</sup>, 2021 with George Gagne, M.D. (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SNCN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 7/19/21>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN, Mountain Vista Medical Center, LP D/B/A Mountain Vista Medical Center (“Hospital”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, Casey Lythgoe, M.D. (“Physician”) and East Valley Urology (“Medical Group”), entered into a Physician Recruitment Agreement effective as of January 1<sup>st</sup>, 2022 pursuant to which the Hospital provided the Physician, through the recruiting Medical Group, with recruitment assistance to facilitate the Physician’s recruitment into the SNCN MSSP ACO. The agreement was designed to ensure that SNCN MSSP ACO patients in the Hospital’s service area requiring urology services have timely access to local urology services and to more cost-effective treatment by a physician educated in the SNCN MSSP ACO’s processes and systems.

<Posted 8/2/21>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an EHR Donation Agreement dated June 23<sup>rd</sup>, 2022 with Wright Family Medicine, Inc. (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SNCN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 7/26/22>



## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward Accountable Care Network, Inc. (“SACN”) seeks waiver protection for the arrangement described below:

SACN entered into an EHR Donation Agreement dated June 23<sup>rd</sup>, 2022 with Sanson Family Medicine, Inc. (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SACN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SACN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SACN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SACN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 7/26/22>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward Accountable Care Network, Inc. (“SACN”) seeks waiver protection for the arrangement described below:

SACN entered into an EHR Donation Agreement dated June 23<sup>rd</sup>, 2022 with Mansoor A. Sheikh, M.D., P.A. (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SACN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SACN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SACN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SACN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 7/26/22>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an EHR Donation Agreement dated June 23<sup>rd</sup>, 2022 with Medical Associates of Warren, Inc. (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SNCN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 7/26/22>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward Accountable Care Network, Inc. (“SACN”) seeks waiver protection for the arrangement described below:

SACN entered into an EHR Donation Agreement dated June 23<sup>rd</sup>, 2022 with Indian River Primary Care, P.A. (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SACN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SACN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SACN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SACN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 7/26/22>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward Accountable Care Network, Inc. (“SACN”) seeks waiver protection for the arrangement described below:

SACN entered into an EHR Donation Agreement dated September 22<sup>nd</sup>, 2022 with Oz Healthcare PLLC (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SACN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SACN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SACN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SACN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 10/26/22>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an EHR Donation Agreement dated September 22<sup>nd</sup>, 2022 with Dr. Craig S Gustafson LLC (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SNCN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 10/26/22>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward National Care Network, Inc. (“SNCN”) seeks waiver protection for the arrangement described below:

SNCN entered into an EHR Donation Agreement dated September 22<sup>nd</sup>, 2022 with Laila Attar, M.D., LLC (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SNCN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SNCN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SNCN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SNCN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 10/26/22>

## **MSSP ACO PARTICIPATION WAIVER DISCLOSURES**

The Secretary of the U.S. Department of Health and Human Services has provided waivers of certain federal fraud and abuse laws that may otherwise limit innovation by ACOs participating in the Medicare Shared Savings Program ACO Model (see “Final Waivers in Connection With the Shared Savings Program” (80 Fed. Reg. 66,726 (Oct. 29, 2015))). Pursuant to that notice, Steward Accountable Care Network, Inc. (“SACN”) seeks waiver protection for the arrangement described below:

SACN entered into an EHR Donation Agreement dated September, 22<sup>nd</sup> 2022 with Asian American Health Coalition of the Greater Houston Area (the “Practice”), a Medicare Shared Savings Program (“MSSP”) ACO Participant, pursuant to which SACN shall donate certain items and services and make other contributions to the Practice to support the creation, maintenance, transmission and receipt of electronic health records by the Practice. The SACN Board determined that the EHR Donation Agreement is reasonably related to the purposes of the MSSP, including, without limitation: (a) advancing the management and coordination of care for Medicare beneficiaries through the SACN MSSP ACO by, for example, enhancing the accuracy of patient health information, facilitating the ready exchange of patient health information among MSSP ACO Participants and ACO Providers/Suppliers, reducing the provision of duplicative testing, and enhancing safety by maintaining complete medication and allergy lists; and (b) allowing the SACN MSSP ACO to make maximum use of its improved infrastructure and redesigned care processes to achieve high-quality and efficient service delivery for its patients.

<Posted 10/26/22>