

## **Disclosure of Waiver in Connection with Medicare Shared Savings Program**

The Board of Managers of FamilyHealth ACO, LLC recently determined that, by financially incentivizing participating providers to schedule, complete, and code certain primary care services, the ACO will promote multiple aspects of the Medicare Shared Savings Program. This initiative to schedule, complete, and code these primary care services is called the “Primary Care Challenge.” The Primary Care Challenge will provide financial rewards to the practice participating in the ACO that has completed the highest percentage of certain primary-care services for certain patients, including those who have not been seen in 2020, require an Annual Wellness Visit, or are otherwise deemed to be high priority due to their clinical history.

The Board of Managers specifically found that the Primary Care Challenge will promote and/or contribute to the following goals of the Medicare Shared Savings Program: evidence-based medicine and patient engagement; care coordination, including through the use of telehealth; meeting the quality performance standards of the Shared Savings Program; evaluating the health needs of the ACO’s population; and communicating clinical knowledge and evidence-based medicine to beneficiaries.

Because the Board made these findings and approved the Primary Care Challenge, the Primary Care Challenge now qualifies for a waiver of the application of certain Federal fraud and abuse laws for ACO initiatives that are designed to fulfill the purposes of the Medicare Shared Savings Program. This waiver is called the ACO Participation Waiver. The ACO will publicly disclose any future modifications to the Primary Care Challenge, as they are authorized by its governing board, on this website.