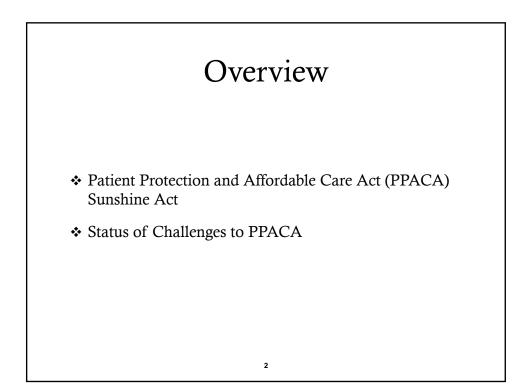
Preparing for Health Care Reform Georgia Society of Clinical Oncology Spring Meeting

April 27 & 28, 2012

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The Patient Protection and Affordable Care Act and the Healthcare Education Reconciliation Act of 2010 (PPACA)

- Signed into law by President Barak Obama on March 23, 2010
- PPACA impacts a variety of laws that apply to health care facilities and providers
- Many of these changes became effective the day the law was enacted

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PPACA—The Sunshine Act

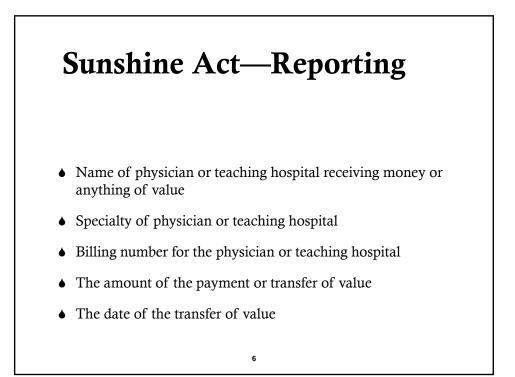
- Requires drug and device manufacturers to annually report payments to physicians and teaching hospitals.
- Manufacturers were going to be required to submit information the the Secretary of HHS beginning March 31, 2013 regarding payments made the preceding calendar year.
- The Secretary is required to make the information reported by manufacturers publically available in a searchable format by Sept. 30, 2013.

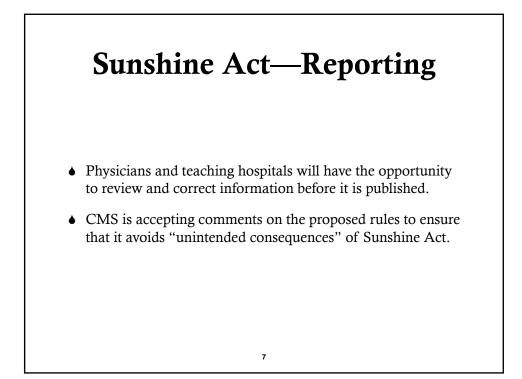
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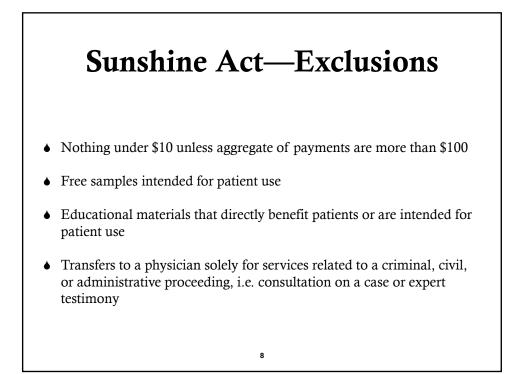
PPACA—The Sunshine Act

- On Dec. 14, 2011, CMS issued a proposed rule regarding the implementation of Sunshine Act requirements.
- Most importantly, CMS postponed the date that manufacturers and suppliers were required to begin collecting data (Jan. 1, 2012).
- CMS will not require data collection until final regulations are published later in 2012.

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Sunshine Act—Exclusions (cont.)

- In-kind items for charity care
- Items or services provided under contractual warranty
- Short term device loans for evaluation
- Transfer of anything of value when the *physician is a patient* and not acting in his/her professional capacity

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• Discounts and rebates

