

**Workshop Regarding Accountable Care Organizations, and Implications Regarding
Antitrust, Physician Self-Referral, Anti-Kickback, and Civil Monetary Penalty (CMP)
Laws**

October 5, 2010

Agenda

9:00-9:30: Opening Comments

CMS Administrator, Donald M. Berwick, M.D., M.P.P.
FTC Chairman, Jon Leibowitz
HHS Inspector General, Daniel R. Levinson

9:30-10:50: FTC Panel on Clinical Integration and ACOs.

Participants will address circumstances under which collaboration among independent health care providers in an ACO permits ACO providers to engage in joint price negotiations with private payers without running the risk of engaging in illegal price fixing under the antitrust laws.

10:50 - 11:00: Break

11:00 – 12:30: FTC Panel on Encouraging Competition among ACOs.

Participants will discuss ways to encourage formation of multiple ACOs among otherwise independent providers so that competition among ACOs in any given geographic market will improve the quality and affordability of health care.

12:30 – 1:30: Lunch

1:30 – 2:50: HHS Panel

Participants will explore the different ways in which the Secretary may exercise waiver authority or create new exceptions and safe-harbors related to the physician self-referral law, the Anti-kickback statute and the CMP law in order to encourage the creation and development of ACOs.

2:50 – 3:00: Break

3:00 – 4:30: HHS Listening Session

Attendees of the workshop both in the auditorium and on the teleconference line will provide comments to HHS regarding the interaction between ACOs and the physician self-referral law, the Anti-kickback statute and the CMP laws.

Web Cast and Teleconference Information:

MORNING SESSIONS may be accessed via web cast only at http://us.meeting-stream.com/CSM_100510

AFTERNOON SESSIONS may be accessed via web cast at http://us.meeting-stream.com/CSM_100510 or teleconference at (800) 837-1935; Conference ID # 10359376.

The audio for the web cast event will be streamed via your computer speakers.

Please test your connection prior to joining to ensure a successful user experience. Connection Test: <http://test.meeting-stream.com>

NOTE: If you wish to make a comment during the afternoon Listening Session you must participate through the teleconference line. You will not be able to make a comment over the web cast.

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Directions & Facility:

Directions & map of CMS Headquarters available at www.cms.hhs.gov/CMSHeadquarters