

North Broward Hospital District Board Of Commissioners
1700 Northwest 49th Street, Suite #150, Ft. Lauderdale, 33309

**COMPLIANCE AND ETHICS COMMITTEE MEETING
Immediately Following the Legal Affairs and Governmental Relations Committee Meeting
December 11, 2019**

1. **NOTICE**

Official notice and agenda of this meeting is attached to the Minutes, as EXHIBIT I and EXHIBIT II, as presented for consideration of the Committee.

2. **CALL TO ORDER** 1:52 p.m.

3. **COMMITTEE MEMBERS**

Present: Commissioner Nancy W. Gregoire, Chair
Commissioner Christopher T. Ure, Vice Chair
Commissioner Ray T. Berry
Commissioner Stacy L. Angier
Commissioner Marie C. Waugh (via WebEx)

Senior Leadership

Additionally Present: Alan Goldsmith/Chief Administrative Officer, Alex Fernandez/Chief Financial Officer, Linda Epstein/Corporate General Counsel, Jerry Del Amo/Deputy, General Counsel

4. **PUBLIC COMMENTS** None

5. **APPROVAL OF MINUTES**

- 5.1. Approval of Compliance and Ethics Committee meeting minutes, dated November 12, 2019.

MOTION It was *moved* by Commissioner Angier, *seconded* by Commissioner Berry, to:

Approve the Compliance and Ethics Committee meeting minutes, dated November 12, 2019.

Motion *carried* unanimously.

6. **TOPIC OF DISCUSSION**

- 6.1. Chief Compliance Officer Report – Brian Kozik

Mr. Kozik introduced the newest staff member to the compliance department, Mr. Daniel Villavisanis, Sr. Compliance Specialist. Mr. Villavisanis gave a brief summary to his work experience and education.

6.1.1. Compliance Department Update – Brian Kozik

Mr. Kozik reported on departmental activities that had taken place since his last monthly report.

- Completed review of the Two-Midnight Rule. Summary pending.
- Fiscal year review of Focus Arrangements in progress. Summary pending.
- Observation Stay/Code 44 audit 50% complete.
- Acute Care Discharge Transfer audit, 20% complete.
- Home Health Claims audit 100% complete with no errors identified. Final report pending.
- (3) Additional compliance audits launching in December 2019:
 - Same day readmissions
 - Physicians at teaching hospitals
 - Hyperbaric Oxygen Therapy
- Broward Health Medical Center Short Stay audit conducted by Medicaid. Report pending.
- Hyperbaric Oxygen Therapy claims audit conducted by First Coast. Minor error rates identified resulting in paybacks from Broward Health North, Broward Health Imperial Point, and Broward Health Coral Springs. A six (6) year retroactive review of claims requested.
- Revision of system's *General Consent to be Treated* form in progress.
- Greenberg Traurig firm currently conducting a review of the HIPAA privacy program, including policies and procedures.
- Currently testing the automated *C-360: Conflict of Interest* due process. Full implementation is anticipated by January.

6.1.2. OIG/CIA Update – Brian Kozik

- Sleep Study Audit, in which the OIG requested a (6) year look back, is being determined by the Compliance and Legal Departments if the claim could be considered a Local Coverage Determination (LCD), ruling whether a service or item can be reimbursed.
- Only (1) inadvertent HIPAA breach reported to Monitor in November from Broward Health Imperial Point.
- Draft Annual Report for Year-4 provided for review on Board portal.
- IRO Draft Systems Report with responses provided for review on Board portal.
- (4) Annual Certifications pending.
- IRO results of transaction review testing on 50 contracts pending.

In the absence of the subcommittee chair reports, Mr. Kozik summarized the progress for each subcommittee.

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- IRO Plan Of Correction Subgroup
 - Newly headed by Corporate General Counsel, Linda Epstein
 - Meetings scheduled 1-2 times a week
 - IRO Draft Systems Report responses have a hierarchy and being expedited
- Training Subgroup
 - Consideration of additional HealthStream training
 - Training being launched earlier in year 2020
- Sanction Screening
 - Ensuring 100% screening is processed and documented
- Disclosures Subgroup
 - 0% open disclosures over two years old
 - Disclosures within 8/31/2019 through 12/6/2019 reported as (48) new and (62) closed. (22) were HIPAA related
- Risk Assessment / Auditing and Monitoring Subgroup
 - Enterprise Risk Assessment successful. Team leaders presented updates on actions taken within the following areas:
 - Inpatient Rehabilitation at Broward Health North
 - Employee Exiting
 - Employee termination Procedure
 - Review of Home Health Claims for Services
- Policies & Code of Conduct Subgroup
 - IRO Plan of Correction being implemented to the following policies:
 - Duty to Report Policy
 - Hotline and Open Lines of Communication Policies
 - Reported addition of new members of the Executive Compliance Committee Group to OIG Monitor.

6.1.3. Compliance Work Plan: Fiscal Year 2020 – Brian Kozik

Mr. Kozik reported that the Compliance Work Plan Year 2020 was provided on the Board portal for review. He gave a breakdown to the status of 26 reviews that were included in the plan.

Ms. Lucia Pizano-Urbina and Mr. Fernandez update the reviews that were questioned below:

MOTION It was *moved* by Commissioner Angier, *seconded* by Commissioner Ure, that:

The Compliance and Ethics Committee recommend that the Board of Commissioners of the North Broward Hospital District approve the Fiscal Year 2020 Compliance Work Plan, as presented.

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Motion *carried* unanimously.

7. **ADJOURNMENT** 2:26 p.m.

MOTION It was *moved* by Commissioner Berry, *seconded* by Commissioner Angier to:

Adjourn the Compliance and Ethics Committee meeting.

Motion *carried* unanimously.

Respectfully submitted,
Commissioner Stacy L. Angier, Secretary/Treasurer

APPROVED