

1.16 FEDERAL DEFICIT REDUCTION ACT

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Approved By:
Executive Compliance Committee

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POLICY:

New York- Downtown Hospital (NYDH or the Hospital) is committed to preventing and detecting any fraud, waste, or abuse related to Federal and State health care programs. To this end, NYDH maintains a vigorous compliance program and strives to educate its work force on fraud and abuse laws, including the importance of submitting accurate claims and reports to the Federal and State governments. In furtherance of this policy and to comply with Section 6032 of the Deficit Reduction Act of 2005, NYDH provides the following information about its policies and procedures and the role of certain federal and state laws in preventing and detecting fraud, waste and abuse in federal health care programs.

PURPOSE:

The purpose of this policy is to comply with the federal Deficit Reduction Act of 2005. This Act requires that NYDH, provide its employees, staff and vendors with specific information regarding laws governing fraud and abuse, as well as the Hospital's policies and procedures for detecting and preventing fraud and abuse.

APPLICABILITY:

All Employees, Medical Staff, and Vendors

PROCEDURE:

NYDH has instituted a compliance program for detecting and preventing fraud. The Office of Corporate Compliance oversees the program and, depending on the nature of allegations raised, works collaboratively with the Internal Audit and Legal Affairs to conduct investigations in these areas.

As part of the commitment to ethical and legal conduct, employees are required to bring immediately to the attention of their supervisor or the Corporate Compliance Officer, information regarding suspected improper conduct. Employees may also call the Compliance Hotline at (800)806-9422 to discuss concerns about possible violations of the law or institutional policy.

NYDH will investigate allegations of fraud, waste, or abuse swiftly and thoroughly and will do so through its internal compliance programs and processes. To ensure that the allegations are fully and fairly investigated, the Hospital requires that all employees fully cooperate in the investigation.

NYDH devotes substantial resources to investigate allegations of fraud and abuse and, therefore, believes that all employees should bring their concerns to the institution first so it can redress and correct any fraudulent

activity. Any employee who reports such information will have the right and opportunity to do so anonymously and will be protected against retaliation for coming forward with such information both under NYDH's internal compliance policies and procedures and Federal and State law. However, NYDH retains the right to take appropriate action against an employee who has participated in a violation of Federal or State law or hospital policy.

While the Hospital expects its employees to bring their concerns to the appropriate office, certain State and Federal laws discussed more fully below provide that any private citizen may bring their concerns of fraud and abuse directly to the government. Please note, however, that an employee who fails to report suspected or known violations of the law or Hospital policies and procedures may be subject to corrective action.

A Summary of Federal and State Laws regarding Fraud and Abuse is attached to this Policy. Further information and materials relating to the Hospital's policies for detecting and preventing fraud are available on the NYDH Intranet. The Hospital Policies and Procedures which address this issue are as follows:

- Compliance Committee Charter
- Business Courtesies
- Gifts
- Hotline Operations
- Non-Retaliation
- Conflict of Interest
- Investigations
- Voluntary Disclosure to Third Parties
- Sanction Screening
- Standards of Conduct
- Compliance Office and Human Resources Management Protocols
- Compliance Auditing and Monitoring
- Enforcement and Discipline Policy
- Secondary Employment
- Physician Contracts and Service Agreements
- Federal Deficit Reduction Act