

12/14/2020

Good Evening REDC Members,

I'm pleased to write to let you know that Congress has reached an agreement on timely billing this evening, and **it incorporated all of REDC's requested changes to protect providers and patients!** As many of you know, we worked throughout 2019 and the last couple of months with the House and Senate Committee leadership to revise the provisions as originally drafted because of the serious consequences they posed for eating disorders treatment centers and its patients.

In short, the provisions would require patients to receive bills 90 days after discharge, with providers having 30 days to send the bill to the payer, payers 30 days to send the bill back to the provider, and 30 days for the provider to send the bill to the patient. This excludes if there needs to be an appeal and permits HHS to add additional extenuating circumstances for extensions of the reprocessing of claims. Lastly, the fine was previously \$10K per day, the fine is now ~\$100 (same as the payers).

See below of a comparison from the start of REDC advocacy in May 2019 to Present for the progress of this effort:

Provision	June 2019 (Passed HELP Committee)	December 2019	Today
Timely Bill: Provider Sends Bill to Payer	45 days total for all three steps	20 days	30 days
Timely Bill: Payer sends bill back to Provider	See above	20 days	30 days
Timely Bill: Provider sends final bill to Patient	See above	20 days	30 days
Protecting Right to Appeal (180 days per regulation)	No	Yes	Yes
Fine	\$10K per day	\$10K per day	\$100 per day
If provider is late, patient does not have to pay	Yes	Yes	Yes
Secretary Discretion to Waive Monetary Penalties	No	Yes	Yes—more expansive

After numerous meetings, calls, and emails, we are proud where the provisions ultimately landed. Earlier this week, we heard from the Senate Health, Education, Labor & Pensions (HELP) Committee Chairman's office that they have appreciated our candor throughout these negotiations and really took to the heart the concerns from the eating disorders community.

We could not have done any of this without the numerous conversations and email exchanges from REDC member sites and their billing and revenue cycle teams. Thank you to everyone that provided us with invaluable information that we used to inform Congress. Although the provisions are not perfect, we have come a LONG way from where this all started.

We anticipate the legislation will be incorporated into an end of year spending agreement that will take place next week. Please don't hesitate to reach out if you have any questions. We will continue to keep you updated as this moves forward.

Best,
Allison & Katrina

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