

## Part B Insider (Multispecialty) Coding Alert

### Physician Note: Safe Harbors' Proposed Rule Slated for Possible July Release

The feds are set to release the long-promised revisions to safe harbors under the Anti-Kickback Statute (AKS) and the Civil Monetary Penalty Law (CMPL).

**Timeline:** The updates, which were mandated by the Bipartisan Budget Act of 2018 (BBA 2018), started last August with a Request for Information (RFI) and have sat idly until now, a regulatory brief shows. A proposal is now slated for a July 2019 release, the agenda indicates.

"This proposed rule is being issued in conjunction with the Department of Health and Human Services' Regulatory Sprint to Coordinated Care," states the regulatory release, RIN: 0936-AA10. "It proposes to amend the safe harbors to the anti-kickback statute and the civil monetary penalty (CMP) rules under the authority of the Office of the Inspector General (OIG) to better support coordinated care."

**Note:** Review RIN: 0936-AA10 at >[www.reginfo.gov/public/do/eAgendaViewRule?publd=201904&RIN=0936-AA10](http://www.reginfo.gov/public/do/eAgendaViewRule?publd=201904&RIN=0936-AA10) and read the fraud and abuse RFI in the Federal Register at [www.federalregister.gov/documents/2018/08/27/2018-18519/medicare-and-state-health-care-programs-fraud-and-abuse-request-for-information-regarding-the](http://www.federalregister.gov/documents/2018/08/27/2018-18519/medicare-and-state-health-care-programs-fraud-and-abuse-request-for-information-regarding-the).