

#### Health Care Fraud, Waste and Abuse Prevention

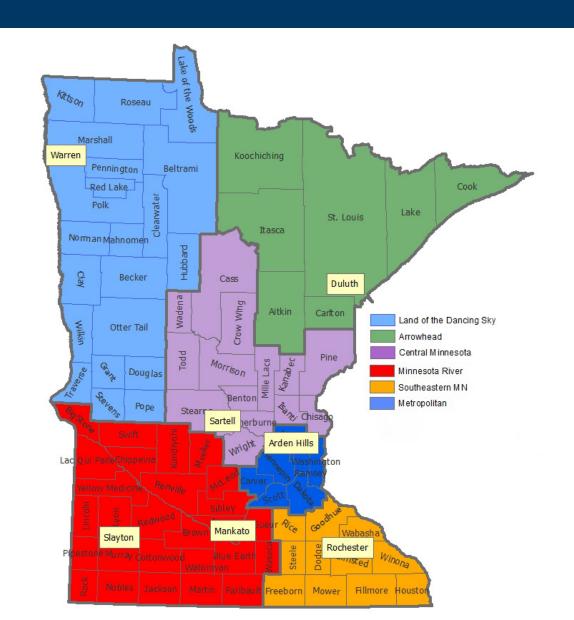
# Senior LinkAge Line: Areas of Expertise

- Care Transitions
- Medicare
  - State Health Insurance Assistance Program
  - Senior Medicare Patrol
- Health Insurance Counseling
- Prescription Drug Expense Assistance
  - All ages
- Long-term Care Options Counseling

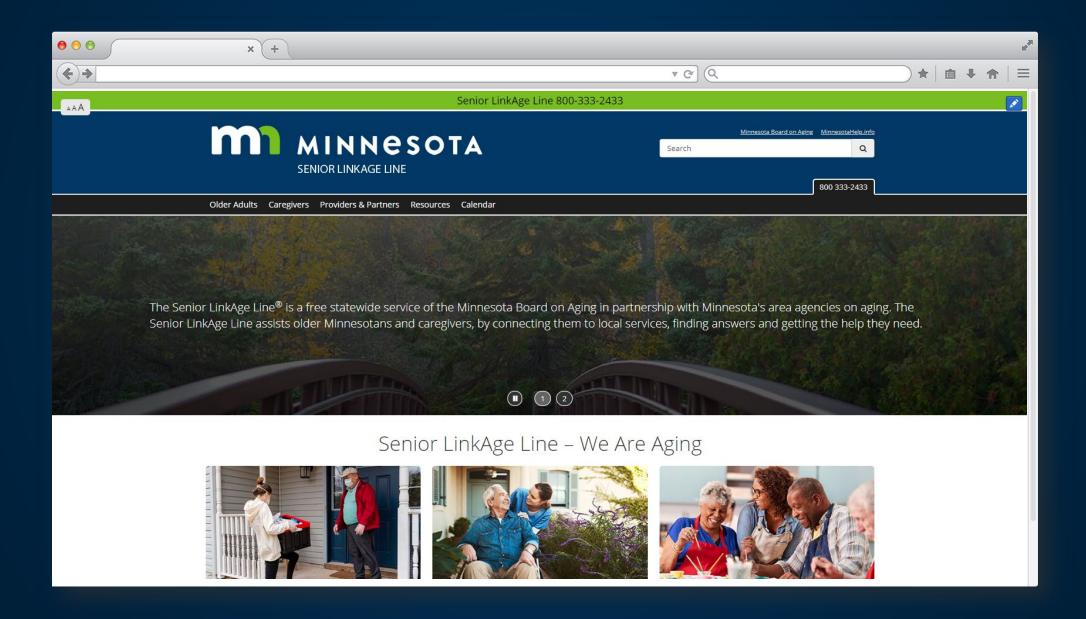
- Application and Forms Assistance
- Long-term Care Partnership
- Caregiver Planning and Support
- Health Care Fraud and Abuse
- State Agency Related Questions
- Volunteer Opportunities in the Community

#### Senior LinkAge Line

- Minnesota's Federally designated
   State Health Insurance Assistance
   Program and Senior Medicare Patrol for Minnesota
- Statewide service of the Minnesota Board on Aging and Area Agencies on Aging
- Expertise in health insurance counseling and long-term care options counseling

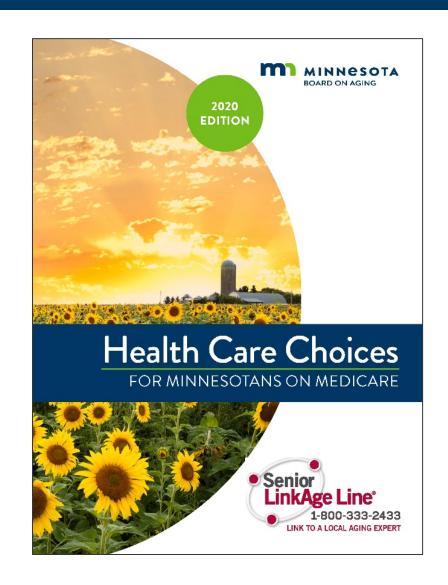


#### Connect online: mn.gov/senior-linkage-line



#### Mnhealthcarechoices.org

- Provides comprehensive information on all Medicare options in Minnesota
- Request a printed copy
- View or download a copy at <u>www.mnhealthcarechoices.org</u>



## MinnesotaHelp.info

- Comprehensive statewide resource database for seniors, caregivers, people with disabilities and more
- Unique homepages for seniors, youth, people with disabilities and caregivers
- Resource navigator tools
  - Long-term Care Choices Navigator
  - Disability Benefits 101
- Live, secure online chat

#### The Senior Medicare Patrol

- Senior Medicare Patrol (SMP) is a federal education and prevention program
- Focuses on preventing, identifying and reporting Medicare fraud
- Need volunteers to do outreach and conduct senior surf trainings



#### Health Care Fraud, Waste and Abuse

- According to the federal Office of Inspector General, each year Medicare loses billions of dollars as a result of errors, fraud and abuse
- Losses affect Medicare and Medical Assistance beneficiaries, caregivers and taxpayers

#### Fraud

- Fraud is intentionally submitting false information to the government or a government contractor to get money or a benefit
- Examples of Fraud
  - Knowingly billing for services not furnished or supplies not provided, including billing for cancelled appointments
  - Billing for nonexistent prescriptions
  - Knowingly altering forms, medical records or receipts for higher payment
  - Someone uses your Medicare or Medical Assistance card with or without your permission
  - A company uses false information to mislead you into joining a Medicare plan

#### Who Commits Fraud?

- Most individuals and organizations that work with Medicare and Medical Assistance are honest
- However, anyone can commit fraud including:
  - Doctors and other health care providers
  - Durable medical equipment suppliers
  - Employees of doctors or suppliers
  - Employees of companies that manage Medicare billing
  - People with Medicare and/or Medical Assistance

#### Waste

- Waste includes practices that, directly or indirectly, result in unnecessary costs to the Medicare program, such as overusing services.
  - Not generally considered to be caused by criminally negligent actions, but rather by the misuse of resources
- Examples of Waste
  - Conducting excessive office visits or writing excessive prescriptions
  - Prescribing more prescriptions than necessary for treating a specific condition
  - Ordering excessive lab tests

#### Abuse

- Actions of abuse result in unnecessary costs to the Medicare program. Abuse involves paying for items or services when there is no legal entitlement to that payment, and the provider has not knowingly or intentionally misrepresented the facts to obtain payment
- Examples of Abuse unknowingly:
  - Billing for unnecessary medical services
  - Billing for brand name drugs when generics are dispensed
  - Excessively charging for services or supplies
  - Misusing codes on a claim, such as upcoding or unbundling codes

#### Difference Among Fraud, Waste and Abuse

- Primary difference is intent and knowledge
- Fraud requires intent to obtain payment and the knowledge the actions are wrong
- Waste and abuse involve obtaining an improper payment or creating an unnecessary cost to the Medicare program, but does not require the same knowledge or intent

#### **Protecting Taxpayer Dollars**

- Centers for Medicare & Medicaid must:
  - Protect Medicare Trust Funds
    - Medicare Hospital Insurance Trust Fund (Part A)
    - Supplementary Medicare Insurance Trust Fund (Part B)
  - Protect the public resources that fund Medicaid programs
  - Manage the careful balance between paying claims quickly and limiting burden on the provider community with conducting reviews that prevent and detect fraud

#### Causes of Improper Payments

- Not all improper payments are fraud, but all payments made due to fraud schemes are improper
- Most common error is insufficient documentation
- Centers for Medicare & Medicaid Services targets all causes of improper payments



# Durable Medical Equipment Fraud

- Durable medical equipment suppliers cannot make unsolicited sales calls
- Potential scams
  - Calls or visits from people saying they represent Medicare
  - Phone or door-to-door selling techniques
  - Free equipment or service and asked for Medicare number for "record keeping purposes"
  - Told that Medicare will pay for the item or service with provided Medicare number
- Current issue is with braces being sent to Medicare beneficiaries in Minnesota
- Genetic testing schemes are growing in scope

# Quality of Care Concerns

- Patient quality of care concerns aren't necessarily fraud
  - Medication errors
  - Change in condition not treated
  - Discharged from hospital too soon
  - Quality of care concerns
  - Incomplete discharge instructions and/or arrangements
  - To report these issues, contact Livanta at 1-866-815-5440
    - Livanta is the Beneficiary and Family-Centered Care Quality Improvement Organization (BFCC-QIO) for Minnesota

#### Preventing Fraud in Medicare Part C and Part D

- Plan agents and brokers must follow Center for Medicare & Medicaid Service's marketing guidelines. Plans cannot:
  - Send unwanted emails
  - Visit homes uninvited to encourage enrollment in their plan
  - Call non-members
  - Offer cash to join their plan
  - Give free meals
  - Talk about their plan in locations where people get health care

# Identity Theft

- Fastest growing crime more than 750,000 victims every year
- An imposter uses personal information to get phony credit cards, take money from bank accounts and even give you a criminal record
- Much of identification theft stems from questionable activities, such as dumpster diving

## Identity Theft Is a Serious Crime

- Someone else uses your personal information, like your Social Security or Medicare number
- If you think someone is using your information
  - Call your local police department
  - Call the Federal Trade Commission's Identification Theft Hotline at 1-877-438-4338
  - If Medicare card is lost or stolen, report it to Social Security right away at 1-800-772-1213

## Protect Yourself from Identity Theft

- Shred private records, financial statements, credit card applications and checks
- Have ordered checks delivered to your bank
- Empty your mailbox quickly
- Safeguard Social Security and Medicare numbers and cards
- Do not mail outgoing bills and checks from home
- Never leave behind receipts
- Do not provide personal or financial information over the phone, unless you initiated the contact with the organization and you know who they are
- Monitor credit card and bank statements and credit reports

# Report Identity Theft

- If something goes wrong, REPORT IT.
  - Request a fraud alert be placed on your file

• Equifax: 1-800-685-1111

• Experian: 1-888-397-3742

• TransUnion: 1-888-909-8872

You can also request one free credit report per year from each company

# Medical Assistance (Medicaid) Fraud Examples

- Billing for services not provided
- Billing for medically unnecessary services
- Upcoding, unbundling and double-billing
- False price and cost reports
- Offering or accepting kickbacks
- Beneficiary not eligible for reimbursement

#### Your Role to Fight Against Fraud, Waste and Abuse

- 4 Rs for Fighting Medicare Fraud
  - Record appointments and services
  - Review services provided
    - Compare services actually obtained with services on your Medicare Summary Notice
  - Report suspected fraud
  - Remember to protect your personal information, as in your Medicare card and bank account numbers

Physician Agrees to Pay \$118,000 to Settle Medicare Billing Fraud Allegations

Owners of Tucson Home Health Care Business

Owners of Tucson Home Health Care Business

Sentenced to Prison for Medicare Fraud Scheme

Feds charge 24 in alleged \$1.2 billion Medicare fraud scheme

Former Podiatrist Convicted of Scheme to Defraud Medicare and Medicare Fraud

Owner of Home Health Agency

Role in Medicare Fraud Scheme

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Physical Therapist Sentenced to 42 Months for Multi-Million-Dollar Health Care Fraud Scheme

Beware of Genetic Screening Scams

Minn. Medicaid fraud

Behavioral health group to pay \$1M for Medicaid fraud

Feds break up \$1.2 billion Medicare scam that peddled unneeded braces to seniors

Attorney General's office wins largest Medicaid fraud case in Minnesota state court history

# From the Headlines

#### Scams Defined

- A fraudulent scheme performed by a dishonest individual, group or company
- Scammers misrepresent themselves as someone with skill or authority
- Via the Internet, mail and phone
- There are many, many types of scams.

## **Grandparent Scam**

- Calls and poses as a relative in distress or someone representing that person
- States they have been arrested, in an auto accident, in need of a lawyer, etc.
- Told to wire money to the scam artist
- Urged to not tell anyone
- Many scams rely on money being wired or sent through prepaid cards like MoneyPak or iTunes
- Be wary of any request for payment that is not a credit card

#### Counterfeit Prescription Drugs Online

- You pay for something that will not help your condition
- Purchase unsafe substances
- Can be hard on your body as well as your wallet

#### **Funeral Services**

- Scammers read obituaries and call or attend a funeral services to take advantage of the grieving person
- Claim there is an outstanding debt that must be paid
- Disreputable funeral homes add unnecessary charges to a bill
- Insist that a casket is necessary even in a cremation

# Fraudulent anti-aging products

- Fake Botox sold over the internet
- Bogus homeopathic remedies

#### Fake Check Scam

- Fraudsters ask you to cash realistic looking checks and wire a portion of the proceeds back to the fraudster before the check bounces
- There is no legitimate reason ever for someone to give you money and then ask you to send money back

# **Tech-Support Scams**

- Make unsolicited phone calls, use pop-ups on the Internet or call phone text
  messages that look like warnings to frighten people into thinking their
  computer or cell phone has been hacked or has a virus
- Pretend to be from a well-known computer or software company and offers to remotely fix your computer for a fee
- Sometimes scammers remotely install viruses or programs on your computer
  - can steal bank account information or commit identity theft

#### Investment or Work-at-Home Scams

- Promises of easy money if up front money is provided
- Do not make investments with anyone over the phone
- Always consult with a trusted financial planner or banker
- Never invest money before thoroughly checking into the offer
- Check with the Minnesota Department of Commerce to see if the company is licensed to do business in Minnesota

#### Lotteries

- You receive a letter, email or text message stating that you have won a lottery, sweepstakes, or grant.
- Instructed to deposit a check then wire a portion back to the company to cover taxes and administrative fees.
- Funds may initially appear in your account but once the bank discovers the check is fake, the money will be removed from account

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#### Personal and Medical Safety Product Scams

- Target older adults to buy products that are costly and deceptively-marketed by exploiting fears about personal or medical safety. Examples:
  - Encourage you to buy an alarm due to a rash of burglaries in your area
  - Discuss medical errors in hospital so buy a medical safety product

#### "You Have Won" Calls and Mail

- Scammer tells you that you won a prize but must purchase a product (like magazines), pay a processing fee or pay taxes
- Request a credit card number, checking account number or a Social Security number
- Often your money must be sent overnight delivery to a company in another state or country
- Hang up or throw away the mail

#### **Bogus Charities**

- Scammers charge exorbitant prices for everyday items (a dozen light bulbs for \$84.99)
- Appeals for contributions are designed to look like bills or invoices
- Little detail is provided about how the charity operates or where the money goes
- Heart-wrenching appeals used with high-pressure tactics
- Including elaborate gifts with the donation request

#### **Living Trusts**

- Living trusts organize your financial affairs
- Scammers advertise presentations at hotels, restaurants or come to your door trying to get you to listen to them about financing options
- Requests highly personal financial information
- Tell you that a trust will protect you from inheritance taxes
- Thousands of dollars are charged for boilerplate forms
- Emphasizes need to avoid probate and exaggerates the its costs
- Always talk to an attorney or financial planner who specializes in estate planning

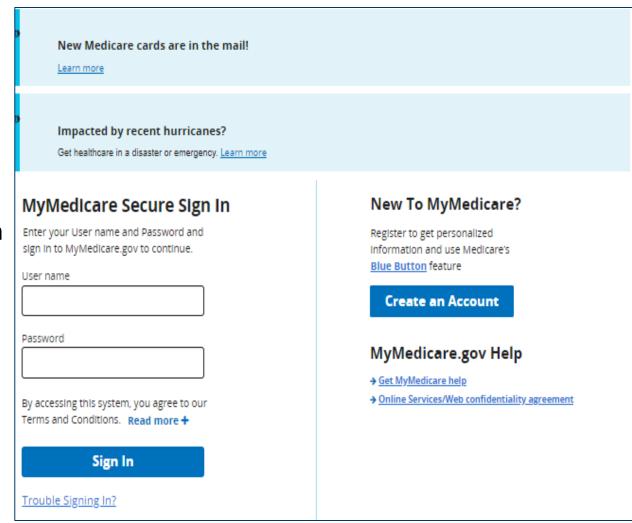
# Medicare.gov/fraud

- Prevention tips
- Spot fraud
- Report fraud
- Plan marketing info



# MyMedicare.gov/fraud

- Secure site
- Manage personal information
- Register to:
  - Review eligibility, entitlement, and plan information
  - Track preventive services
  - Keep a list of your prescription drugs
  - Review claims for Medicare Part A and Part B



#### Do Not Call and Do Not Mail Lists

- Do Not Call
  - Nationally, call 1-800-382-1222 to get on the Do Not Call List
  - Usually takes about 30 days to activate the process
- Do Not Mail (stop unsolicited mail and email)
  - Call 1-888-567-8688

#### Report Fraud, Waste and Abuse

- Senior LinkAge Line 1-800-333-2433
- Attorney General Minnesota Fraud Control Unit 1-800-657-3750
- Minnesota Fraud Hotline 651-431-3968 or 1-800-627-9977
- Federal Office of Inspector General 1-800-447-8477
- Minnesota Department of Commerce Fraud Bureau 1-888-372-8366
- Federal Trade Commission 1-877-382-4357
- Minnesota Charities Review Council 651-224-7030
- Better Business Bureau 651-699-1111 or 1-800-646-6222



# Questions?



800-333-2433

We Are Aging