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#### Editor's note

This note is produced every Friday by the <u>KPMG Center for Healthcare Regulatory Insight</u> and is intended to be short and succinct, no more than 360 words, to provide a digestible bite of healthcare and life sciences news from the past week. Please share this email with colleagues and other interested individuals, and encourage them to <u>subscribe to our mailing list here</u>.

We welcome your feedback. Let us know if KPMG can help. Please <u>reply here to me</u>, **Larry Kocot**, principal and national leader, KPMG Center for Healthcare Regulatory Insight or simply reply to this email with any comments or requests.

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#### Special Supplement: COVID-19 News

In light of the continuing daily volume of COVID-19 activity and news, we have summarized COVID-19 news for the week in <u>the attached special supplement</u>.

### **Breaking News: Inflation Reduction Act**

Following passage by the US Senate over the weekend, the <u>House of Representatives is expected to pass</u> the <u>Inflation Reduction Act</u> today, which would, among other things, impose rebates on drug manufacturers raising Medicare prices faster than inflation beginning in 2023, cap Medicare beneficiary insulin costs at \$35/month beginning in 2023, cap beneficiary Part D out-of-pocket costs at \$2,000 beginning in 2025, allow limited Medicare drug price negotiation beginning in 2026, and extend enhanced ACA subsidies through 2025.



CMS <u>suspended Georgia's ACA 1332 waiver</u>, which permitted alternatives to using federal enrollment efforts, including Healthcare.gov... CMS <u>removed prior authorization</u> for <u>select</u> orthopedic devices.

OMB <u>completed review</u> of FDA's over-the-counter hearing aid final rule.

HHS launched an environmental justice index.

HRSA announced \$60M to strengthen the rural healthcare workforce and \$88.6M to advance equity through community health center data modernization.

US <u>surpassed 10,000 confirmed</u> monkeypox cases... FDA <u>granted emergency use authorization</u> for administering Bavarian Nordic's monkeypox vaccine via intradermal injection, <u>increasing supply up</u> to five-fold.





# Healthcare law and policy news

A federal judge <u>approved BCBS companies</u>' \$2.67B antitrust settlement... A federal judge <u>ruled Mylan must face antitrust claims over delaying</u> EpiPen generics... Endo International will <u>likely file for bankruptcy</u> due to opioid-related lawsuits... A federal judge <u>found Walgreens liable for fueling</u> the opioid epidemic in San Francisco... A district court <u>dismissed a suit to overturn</u> the *No Surprises Act*.

Pfizer plans to acquire Global Blood Therapeutics (\$5B)... HCSC will acquire Trustmark Health Benefits... CVS is considering acquiring Signify Health... Availity will acquire Diameter Health... Catalent plans to acquire Metrics Contract Services (\$475M)... Amazon will partner with Ginger to add behavioral health services to its offerings... HCA and Johnson & Johnson will collaborate on improving health equity in cancer care, enhancing nursing support, and improving patient outcomes... Pfizer is offering a warranty program for a rare neurological disorder treatment.

Medical inflation <u>year-over-year was 5.1%</u> in July, compared to 8.5% economy-wide... Mercer projected 2023 employer health benefit costs will increase 5.6%.

A *Nature* study <u>found 58% (218/375) of infectious diseases worldwide</u>, including cholera and malaria, have been aggravated by climate-change-driven extreme weather.

IBM reported healthcare data breaches cost companies \$10.1M/breach, up 41.6% from 2020.

MACPAC reported only 3% of individuals got ACA exchange coverage within a year of Medicaid/CHIP disenrollment... CDC reported just 35%, 23%, and 25% of individuals infected with hepatitis C with private insurance, Medicaid, and Medicare, respectively, receive curative oral treatment; OIG reported 2020 generic hepatitis C drug coverage/usage was lower among Part D beneficiaries than Medicaid enrollees, resulting in higher Medicare/beneficiary spending.

A <u>HIMSS survey found 55% and 54% of consumers</u> are willing to use health-related smart watches and fitness tracker apps, respectively.



### Questions or comments, please send to

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#### COVID-19 by the Numbers

Over 92.7 million COVID-19 cases have been documented in the US, with the death toll of approximately 1.036 million... As of August 10, 2022, the current 7-day moving average of daily new cases (103,613) decreased 14% compared with the previous week's 7-day moving average (120,151); the current 7-day moving average of new deaths (400) has decreased 7% compared with the previous week's 7-day moving average (429)... The 7-day moving average of hospitalizations with a confirmed case of COVID-19 was 6,003 for the week ending August 9, down 2.6% from the previous week.

As of August 6, the BA.5 variant accounted for 87.1% of COVID-19 cases, up from 84.5% the previous week.

More than 12.4 billion COVID-19 vaccine doses have been administered across 184 countries... Over 604 million COVID-19 vaccine doses have been administered in the US... Approximately 262 million Americans (approximately 83.6% of Americans 5 and older) have received at least one COVID-19 vaccine dose; over 223.4 million Americans are fully vaccinated (71.5% of Americans 5 and older); over 107.9 million Americans have received a booster or additional dose (just 48.3% of those fully vaccinated)... Approximately 862,100 children under age 5 have received at least one vaccine dose, out of nearly 20 million eligible recipients.

#### Executive and Administrative Action

CDC <u>loosened COVID-19 guidance</u> to <u>no longer recommend schools and other institutions screen apparently healthy individuals</u>, to de-emphasize social distancing, and to not require unvaccinated individuals to quarantine for five days when potentially exposed to the virus, but not showing symptoms.

The Biden Administration is <u>reportedly planning to extend the public health emergency</u>, currently set to expire October 13, through the midterm elections.

#### Healthcare Law, Business, and Policy News

A <u>Pediatrics study found</u> more than 1 in 4 children hospitalized for COVID-19 or MIS-C, the multi-inflammatory syndrome that can follow COVID, had lingering symptoms or impaired activity two to four months later.

An <u>Annenberg Public Policy Center survey found</u> that, although 54% of Americans personally know someone who has died of COVID-19 and 31% know someone who has experienced long COVID, 54% of Americans rarely or never wear a mask indoors when with people from outside their household and 41% have already returned to their "normal, pre-COVID-19 life" (up from 16% in January).

#### Surveillance, Testing, and Treatment

BioNTech said its Omicron-adapted COVID-19 vaccine developed with Pfizer <u>should be ready as early as October</u> for fall booster campaigns.