

May 5, 2023 | Issue 270

Editor's note

This note is produced every Friday by the KPMG Center for Healthcare Regulatory Insight 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 subscribe to our mailing list here.

We welcome your feedback. Let us know if KPMG can help. Please <u>reply</u> <u>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.





Healthcare regulatory news

HHS-Labor-Treasury <u>reported 110,034 surprise billing disputes</u> were initiated through the independent dispute resolution process in Q4 2022, "significantly more" than expected for the full year.

CMS <u>data show 42% of organ procurement organizations</u> were operating at the <u>lowest-performing tier in 2021</u>, up from <u>28% in 2019</u>.

FDA issued <u>draft guidance</u> on <u>decentralized clinical trials</u>.

OIG <u>estimated \$580M of \$1B in Medicare psychotherapy service</u> <u>payments</u>, including \$348M for telehealth services, were improper from March 2020-February 2021.



Healthcare law and policy news

<u>Treasury Department</u> and <u>CBO</u> forecasted the debt ceiling could be reached as early as June 1.

CVS completed its acquisition of Oak Street Health... CommonSpirit completed acquisition of Steward's Utah health sites, including five hospitals... Astellas Pharma plans to acquire Iveric Bio (\$5.9B)... Option Care Health will acquire Amedisys (\$3.6B)... Centene is selling its Al tool Apixio to New Mountain Capital... UnitedHealth will pay \$91.27M to settle claims it underpaid Envision Healthcare providers.

Following positive clinical trial results, <u>Eli Lilly will seek FDA approval of its</u> Alzheimer's treatment, donanemab.

CMS <u>data</u> show <u>half of eligible Medicare beneficiaries</u> are now in Medicare Advantage.

Health Affairs articles found: (1) patients seen by hospital-integrated cardiologists were more likely to receive high-intensity, hospital-based interventions (e.g., cardiac catheterization) than those seen by independent cardiologists; and, (2) hospital 340B program eligibility was associated with a 22.9 percentage point reduction in biosimilar adoption... A JAMA study found the proportion of pediatric ED visits for mental health increased from 2011 (7.7%) to 2020 (13.1%); suicide-related visits increased 5-fold.

Due to procedural disagreements, Senate HELP Committee <u>postponed</u> <u>markup of generic and PBM legislation until May 11</u>, a day after a hearing <u>with executives from insulin and PBM companies</u>... Senate Finance Committee reported <u>more than 80% of listed, in-network mental health providers</u> weren't available to MA plan beneficiaries.

An AMN Healthcare survey found 30% of nurses plan to leave their career, due to the pandemic... Nursing school enrollment fell for the first time in two decades last year.

US <u>death rate dropped 5.3% from 2021-2022</u>; cancer and heart disease death rates increased... CDC reported <u>fentanyl-related drug overdoses</u> <u>increased 279%</u> from 2016-2021; drug <u>overdoses among Black Americans</u> <u>increased faster</u> than for other racial/ethnic groups from 2019-2021.

-



World Health Organization <u>declared COVID-19</u> is no longer a public health <u>emergency of international concern</u>.

The Biden Administration will end the COVID-19 vaccine requirement for federal employees, contractors, international travelers, head start educators, and employees of CMS-certified facilities... CDC plans to stop tracking COVID-19 transmissions in local communities and rely more on hospitalizations... CMS released a consumer fact sheet on coverage of COVID-19 tests after expiration of the PHE.

DEA is <u>proposing</u> to temporarily <u>extend telehealth flexibilities</u> permitting telehealth prescribing of controlled substance prescriptions... CMS <u>proposed</u> continuing telehealth and other pandemic-related flexibilities through year-end for the Medicare Diabetes Prevention Program.

FDA granted emergency use authorization for a fourth dose of Pfizer-BioNTech's COVID-19 bivalent vaccine for certain immunocompromised children aged 6 months to 4 years old... FDA vaccine advisory committee will meet June 15 to discuss recommendations on what COVID-19 strains to include in an updated vaccine this fall... Moderna anticipates its updated COVID-19 vaccine will have a list price of \$110 to \$130.

Leapfrog Group reported the <u>risk of hospital-acquired infections</u> reached a five-year high during the pandemic.

FDA <u>approved the first RSV vaccine</u>, approved for prevention of disease in individuals 60 years and older.

-



Questions or comments, please send to us-hclspractice@kpmg.com.

kpmg.com/socialmedia











Privacy | Legal

You have received this message from KPMG LLP. If you wish to unsubscribe from Around the world of U.S. healthcare in 360 words or less, please $\underline{\operatorname{click\ here}}$. If you wish to unsubscribe from all KPMG communications, please $\underline{\operatorname{click\ here}}$.

KPMG LLP, 3 Chestnut Ridge Road, Montvale, NJ 07645

© 2023 KPMG LLP, a Delaware limited liability partnership and a member firm of the KPMG global organization of independent member firms affiliated with KPMG International Limited, a private English company limited by guarantee. All rights reserved. NDP295619-1E

The KPMG name and logo are trademarks used under license by the independent member firms of the KPMG global organization.