I. Policy Statement
   a. Under Section 1128A(a)(5) of the Social Security Act, the Federal Government prohibits inducements to Medicare and Medicaid beneficiaries for selection of a particular health care provider. However, the Office of the Inspector General has issued guidance which includes exceptions to this prohibition. This policy provides a framework and process for approval should MU Health wish to provide gifts or services to Medicare and Medicaid beneficiaries.

II. Definitions
   a. Not Applicable.

III. Process/Content
   a. Under Federal Guidelines, it is acceptable to offer Medicare and Medicaid beneficiaries inexpensive gifts (other than cash or cash equivalents) and transportation, so long as the gift or services have a retail value of no more than $10 individually and no more than $50 in the aggregate annually per patient.
   b. More expensive items or services (greater than $10) may be provided only after consultation with either the Office of Corporate Compliance or the Office of the General Counsel, and if they fit within one of the following five statutory exceptions:
      i. Waivers of cost-sharing amounts based on financial need
      ii. Properly disclosed co-payment differentials in health plans
      iii. Incentives to promote the delivery of certain preventive care services
      iv. Any practice permitted under the federal anti-kickback statute pursuant to 42 CFR 1001.952, or
      v. Waivers of hospital outpatient co-payments in excess of the minimum co-payment amounts.
   c. Please contact the Office of Corporate Compliance prior to the provision of gifts to Medicare or Medicaid beneficiaries.
Title: Corporate Compliance - Gifts to Medicare and Medicaid Beneficiaries - Policy

IV. Attachments
   a. Not Applicable.

V. References, Regulatory References, Related Documents, or Links
   a. If you have any questions or would like to discuss this policy further, please contact the MU Health Office of Corporate Compliance.
      i. Phone: 573-884-0632
      ii. Email: compliancec@health.missouri.edu