

**From:** Shatynski, Kristen  
**Sent:** 1 Jun 2016 14:59:05 +0000  
**To:** Hiller, Elinor A. (CMS/OL); Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** call follow-up

Hi All –

Thanks again for taking the time out of your day to discuss the bill text. The feedback was much appreciated!

Kristen

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**From:** Shatynski, Kristen  
**Sent:** Friday, May 27, 2016 9:44 AM  
**To:** 'Hiller, Elinor A. (CMS/OL)'; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

Sounds good – thank you very much!

---

**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, May 27, 2016 9:44 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

Great. We can use the following dial in at 10am on Wednesday: WebEx: 1-877-267-1577; Meeting Number: 992 885 314.

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, May 27, 2016 9:39 AM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

Let's do 10

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**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, May 27, 2016 9:37 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

I have a conflict starting at 11:15. Could we do 10:00 or 10:30? Thanks!

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, May 27, 2016 9:33 AM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

How about Wednesday morning at 11?

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**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, May 27, 2016 9:11 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

Hi Kristen,

Thanks for checking back on this. Can we find a time that works mid next week for a walk through, possibly Wednesday morning?

Elinor

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**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Thursday, May 26, 2016 2:17 PM  
**To:** Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

Hi Elinor – any updates on this?

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**From:** Levin, Sarah  
**Sent:** Monday, May 16, 2016 5:25 PM  
**To:** Shatynski, Kristen; 'Hiller, Elinor A. (CMS/OL)'; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

And Elinor—to jump on this can we at some point talk with the CERT folks on their HH data? I think the Payment Accuracy group has info that is relevant here.

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**From:** Shatynski, Kristen  
**Sent:** Friday, May 13, 2016 11:29 AM  
**To:** 'Hiller, Elinor A. (CMS/OL)' <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

Hi Elinor,

Can we set up a call for next Wednesday to walk through the technical comments? We were looking for some clarification on section 2 and also had some questions about the funding in section 3.

Thanks!

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

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**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Thursday, April 28, 2016 2:03 PM  
**To:** Grabert, Lisa; Paluskiewicz, James; Shatynski, Kristen  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA

All,

Please find attached a clean version of technical comments on the language shared with us, providing one possible approach to achieve what we understand to be the desired intent. This does not represent an Administration position on the legislative language. We are happy to discuss. Please let me know if you have questions.

Thanks!

Elinor

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**From:** Grabert, Lisa [<mailto:Lisa.Grabert@mail.house.gov>]  
**Sent:** Tuesday, April 26, 2016 3:49 PM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Shatynski, Kristen <[Kristen.Shatynski@mail.house.gov](mailto:Kristen.Shatynski@mail.house.gov)>  
**Cc:** Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Dupee, Jennifer <[Jennifer.Dupee@mail.house.gov](mailto:Jennifer.Dupee@mail.house.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Simonelli, Adrianna <[Adrianna.Simonelli@mail.house.gov](mailto:Adrianna.Simonelli@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Sanchez, Monica <[Monica.Sanchez@mail.house.gov](mailto:Monica.Sanchez@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>  
**Subject:** Re: Checking in - F2F bill TA

Hi Elinor,

I am checking-in on the progress for TA, on behalf of the W&M. Thanks!

Lisa

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**From:** <Hiller>, "Elinor A. (CMS/OL)" <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>  
**Date:** Friday, April 8, 2016 9:53 AM  
**To:** "Paluskiewicz, James" <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>, "Shatynski, Kristen" <[Kristen.Shatynski@mail.house.gov](mailto:Kristen.Shatynski@mail.house.gov)>  
**Cc:** "Ferraina, Steven (CMS/OL)" <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>, "Druckman, Jennifer (CMS/OL)" <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>, "Dupee, Jennifer" <[Jennifer.Dupee@mail.house.gov](mailto:Jennifer.Dupee@mail.house.gov)>, Lisa Grabert <[lisa.grabert@mail.house.gov](mailto:lisa.grabert@mail.house.gov)>, "Levin, Sarah" <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>, "Woronoff, Arielle" <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>, "Simonelli, Adrianna" <[Adrianna.Simonelli@mail.house.gov](mailto:Adrianna.Simonelli@mail.house.gov)>, "Graff, Caleb" <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>, "DiBlasio, Carla" <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>, "Sanchez, Monica" <[Monica.Sanchez@mail.house.gov](mailto:Monica.Sanchez@mail.house.gov)>, "Donheffner, Kristen" <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>, "Newlin, Manda (CMS/OL)" <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>  
**Subject:** RE: Checking in - F2F bill TA

Thanks for checking in, JP and Kristen. We hope to have something for you very soon.

Elinor

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**From:** Paluskiewicz, James [mailto:James.Paluskiewicz@mail.house.gov]

**Sent:** Thursday, April 7, 2016 1:13 PM

**To:** Shatynski, Kristen <Kristen.Shatynski@mail.house.gov>; Hiller, Elinor A. (CMS/OL) <Elinor.Hiller@cms.hhs.gov>

**Cc:** Ferraina, Steven (CMS/OL) <Steven.Ferraina@cms.hhs.gov>; Druckman, Jennifer (CMS/OL) <Jennifer.Druckman@cms.hhs.gov>; Dupee, Jennifer <Jennifer.Dupee@mail.house.gov>; Grabert, Lisa <Lisa.Grabert@mail.house.gov>; Levin, Sarah <Sarah.Levin@mail.house.gov>; Woronoff, Arielle <Arielle.Woronoff@mail.house.gov>; Simonelli, Adrianna <Adrianna.Simonelli@mail.house.gov>; Graff, Caleb <Caleb.Graff@mail.house.gov>; DiBlasio, Carla <Carla.Diblasio@mail.house.gov>; Sanchez, Monica <Monica.Sanchez@mail.house.gov>; Donheffner, Kristen <Kristen.Donheffner@mail.house.gov>; Newlin, Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>

**Subject:** RE: Checking in - F2F bill TA

Yes, Elinor thank you for all your hard work on this. This remains something that is very much on our radar screen if we can get agreement, so anything you can provide to us is much appreciated realizing the time constraints that we face this session! JP

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**From:** Shatynski, Kristen

**Sent:** Thursday, April 07, 2016 1:01 PM

**To:** Hiller, Elinor A. (CMS/OL)

**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)

**Subject:** RE: Checking in - F2F bill TA

Hi Elinor,

Checking in again. I appreciated talking to you a little while back and definitely understand the nuances of the settlement language, but we just want to make sure that there's plenty of time to clean up the bill text. We've got about 45 legislative days left, so anything you could do to move things along would be great.

As always, thanks for your help!

Kristen

Kristen Shatynski, Ph.D.

Legislative Assistant

Office of Representative Greg Walden

2185 Rayburn House Office Building

202-225-6730

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**From:** Shatynski, Kristen

**Sent:** Friday, March 04, 2016 11:52 AM

**To:** Hiller, Elinor A. (CMS/OL)

**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla;

Donheffner, Kristen; Newlin, Manda (CMS/OL)

**Subject:** Checking in - F2F bill TA

Hi Elinor,

Hope you're doing well. I wanted to check in on the status of the written TA for the F2F draft bill. Do you have any updates?

Thanks!

**Kristen**

Kristen Shatynski, Ph.D.

Legislative Assistant

Office of Representative Greg Walden

2185 Rayburn House Office Building

202-225-6730

**From:** Shatynski, Kristen  
**To:** [Hiller, Elinor A. \(CMS/OL\)](#)  
**Cc:** [DiBlasio, Carla](#)  
**Subject:** RE: call today  
**Date:** Friday, February 12, 2016 3:18:09 PM

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Hi Elinor,

Thank you so much for taking time out of your day to chat with us. We really appreciated the feedback. Looking forward to continuing to work on this with you!

Enjoy the weekend,

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

---

**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, February 12, 2016 12:59 PM  
**To:** Shatynski, Kristen  
**Cc:** DiBlasio, Carla  
**Subject:** RE: call today

Sounds good. Let's use the following number: 1-877-267-1577 ; Meeting ID: (b)(6)

Talk to you soon.

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, February 12, 2016 12:37 PM  
**To:** Hiller, Elinor A. (CMS/OL)  
**Cc:** DiBlasio, Carla  
**Subject:** RE: call today

OK I officially cancelled the call. I know that we still want TA, but the we're going to regroup sometime next week.

Carla and I can still chat at 1 PM – can we still use the conference call info you provided or would you like me to provide another number? My office has a line that we can use

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**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]

**Sent:** Friday, February 12, 2016 12:27 PM  
**To:** Shatynski, Kristen  
**Cc:** DiBlasio, Carla  
**Subject:** Re: call today

Happy to get on the phone with you guys. Let me know!

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, February 12, 2016 12:23 PM  
**To:** Hiller, Elinor A. (CMS/OL)  
**Cc:** DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>  
**Subject:** call today

Hi Elinor,

The group is still mulling it over, but I think we are leaning towards canceling the call in order to regroup to discuss what you and I talked about earlier. However, Carla DiBlasio from Rep. Price's office and I wanted to know if you could still talk to just us today briefly about approaching the settlement issue.

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730



**From:** [Hiller, Elinor A. \(CMS/OL\)](#)  
**To:** ["Shatynski, Kristen"](#); [Levin, Sarah](#); [Grabert, Lisa](#); [Paluskiewicz, James](#); [Ferraina, Steven \(CMS/OL\)](#); [Druckman, Jennifer \(CMS/OL\)](#); [Woronoff, Arielle](#); [Graff, Caleb](#); [DiBlasio, Carla](#); [Donheffner, Kristen](#); [Newlin, Manda \(CMS/OL\)](#); [Mason, Graham](#)  
**Subject:** RE: Checking in - F2F bill TA  
**Date:** Friday, May 27, 2016 9:43:00 AM

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Great. We can use the following dial in at 10am on Wednesday: WebEx: 1-877-267-1577; Meeting Number: (b)(6)

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, May 27, 2016 9:39 AM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

Let's do 10

---

**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, May 27, 2016 9:37 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

I have a conflict starting at 11:15. Could we do 10:00 or 10:30? Thanks!

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, May 27, 2016 9:33 AM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

How about Wednesday morning at 11?

---

**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, May 27, 2016 9:11 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

Hi Kristen,

Thanks for checking back on this. Can we find a time that works mid next week for a walk through, possibly Wednesday morning?

Elinor

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Thursday, May 26, 2016 2:17 PM  
**To:** Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

Hi Elinor – any updates on this?

---

**From:** Levin, Sarah  
**Sent:** Monday, May 16, 2016 5:25 PM  
**To:** Shatynski, Kristen; 'Hiller, Elinor A. (CMS/OL)'; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

And Elinor—to jump on this can we at some point talk with the CERT folks on their HH data? I think the Payment Accuracy group has info that is relevant here.

---

**From:** Shatynski, Kristen  
**Sent:** Friday, May 13, 2016 11:29 AM  
**To:** 'Hiller, Elinor A. (CMS/OL)' <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>;

Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham  
<[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>

**Subject:** RE: Checking in - F2F bill TA

Hi Elinor,

Can we set up a call for next Wednesday to walk through the technical comments? We were looking for some clarification on section 2 and also had some questions about the funding in section 3.

Thanks!

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

---

**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Thursday, April 28, 2016 2:03 PM  
**To:** Grabert, Lisa; Paluskiewicz, James; Shatynski, Kristen  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA

All,

Please find attached a clean version of technical comments on the language shared with us, providing one possible approach to achieve what we understand to be the desired intent. This does not represent an Administration position on the legislative language. We are happy to discuss. Please let me know if you have questions.

Thanks!

Elinor

---

**From:** Grabert, Lisa [<mailto:Lisa.Grabert@mail.house.gov>]  
**Sent:** Tuesday, April 26, 2016 3:49 PM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Shatynski, Kristen <[Kristen.Shatynski@mail.house.gov](mailto:Kristen.Shatynski@mail.house.gov)>  
**Cc:** Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL)

<Jennifer.Druckman@cms.hhs.gov>; Dupee, Jennifer <Jennifer.Dupee@mail.house.gov>; Levin, Sarah <Sarah.Levin@mail.house.gov>; Woronoff, Arielle <Arielle.Woronoff@mail.house.gov>; Simonelli, Adrianna <Adrianna.Simonelli@mail.house.gov>; Graff, Caleb <Caleb.Graff@mail.house.gov>; DiBlasio, Carla <Carla.Diblasio@mail.house.gov>; Sanchez, Monica <Monica.Sanchez@mail.house.gov>; Donheffner, Kristen <Kristen.Donheffner@mail.house.gov>; Newlin, Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>

**Subject:** Re: Checking in - F2F bill TA

Hi Elinor,

I am checking-in on the progress for TA, on behalf of the W&M. Thanks!

Lisa

---

**From:** <Hiller>, "Elinor A. (CMS/OL)" <Elinor.Hiller@cms.hhs.gov>

**Date:** Friday, April 8, 2016 9:53 AM

**To:** "Paluskiewicz, James" <James.Paluskiewicz@mail.house.gov>, "Shatynski, Kristen" <Kristen.Shatynski@mail.house.gov>

**Cc:** "Ferraina, Steven (CMS/OL)" <Steven.Ferraina@cms.hhs.gov>, "Druckman, Jennifer (CMS/OL)" <Jennifer.Druckman@cms.hhs.gov>, "Dupee, Jennifer" <Jennifer.Dupee@mail.house.gov>, Lisa Grabert <lisa.grabert@mail.house.gov>, "Levin, Sarah" <Sarah.Levin@mail.house.gov>, "Woronoff, Arielle" <Arielle.Woronoff@mail.house.gov>, "Simonelli, Adrianna" <Adrianna.Simonelli@mail.house.gov>, "Graff, Caleb" <Caleb.Graff@mail.house.gov>, "DiBlasio, Carla" <Carla.Diblasio@mail.house.gov>, "Sanchez, Monica" <Monica.Sanchez@mail.house.gov>, "Donheffner, Kristen" <Kristen.Donheffner@mail.house.gov>, "Newlin, Manda (CMS/OL)" <Manda.Newlin@cms.hhs.gov>

**Subject:** RE: Checking in - F2F bill TA

Thanks for checking in, JP and Kristen. We hope to have something for you very soon.

Elinor

---

**From:** Paluskiewicz, James [mailto:James.Paluskiewicz@mail.house.gov]

**Sent:** Thursday, April 7, 2016 1:13 PM

**To:** Shatynski, Kristen <Kristen.Shatynski@mail.house.gov>; Hiller, Elinor A. (CMS/OL) <Elinor.Hiller@cms.hhs.gov>

**Cc:** Ferraina, Steven (CMS/OL) <Steven.Ferraina@cms.hhs.gov>; Druckman, Jennifer (CMS/OL) <Jennifer.Druckman@cms.hhs.gov>; Dupee, Jennifer <Jennifer.Dupee@mail.house.gov>; Grabert, Lisa <Lisa.Grabert@mail.house.gov>; Levin, Sarah <Sarah.Levin@mail.house.gov>; Woronoff, Arielle <Arielle.Woronoff@mail.house.gov>; Simonelli, Adrianna <Adrianna.Simonelli@mail.house.gov>; Graff, Caleb <Caleb.Graff@mail.house.gov>; DiBlasio, Carla <Carla.Diblasio@mail.house.gov>; Sanchez, Monica <Monica.Sanchez@mail.house.gov>; Donheffner, Kristen <Kristen.Donheffner@mail.house.gov>; Newlin, Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>

**Subject:** RE: Checking in - F2F bill TA

Yes, Elinor thank you for all your hard work on this. This remains something that is

very much on our radar screen if we can get agreement, so anything you can provide to us is much appreciated realizing the time constraints that we face this session! JP

---

**From:** Shatynski, Kristen  
**Sent:** Thursday, April 07, 2016 1:01 PM  
**To:** Hiller, Elinor A. (CMS/OL)  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA

Hi Elinor,

Checking in again. I appreciated talking to you a little while back and definitely understand the nuances of the settlement language, but we just want to make sure that there's plenty of time to clean up the bill text. We've got about 45 legislative days left, so anything you could do to move things along would be great.

As always, thanks for your help!

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

---

**From:** Shatynski, Kristen  
**Sent:** Friday, March 04, 2016 11:52 AM  
**To:** Hiller, Elinor A. (CMS/OL)  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** Checking in - F2F bill TA

Hi Elinor,

Hope you're doing well. I wanted to check in on the status of the written TA for the F2F draft bill. Do you have any updates?

Thanks!

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant

Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

**From:** Hiller, Elinor A. (CMS/OL)  
**Sent:** 13 Jun 2016 21:04:34 +0000  
**To:** 'Shatynski, Kristen'; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: call follow-up  
**Attachments:** Home Health Documentation and Settlement of Claims (TA 6 13 16).docx

Kristen,

Please find language redlined in the attached to reflect the approach discussed on our call. Please let us know if you have questions. These technical comments are in response to your specific request and do not represent an Administration position on the legislative language.

Elinor

---

**From:** Shatynski, Kristen [mailto:Kristen.Shatynski@mail.house.gov]  
**Sent:** Tuesday, June 7, 2016 10:24 AM  
**To:** Hiller, Elinor A. (CMS/OL) <Elinor.Hiller@cms.hhs.gov>; Levin, Sarah <Sarah.Levin@mail.house.gov>; Grabert, Lisa <Lisa.Grabert@mail.house.gov>; Paluskiewicz, James <James.Paluskiewicz@mail.house.gov>; Ferraina, Steven (CMS/OL) <Steven.Ferraina@cms.hhs.gov>; Druckman, Jennifer (CMS/OL) <Jennifer.Druckman@cms.hhs.gov>; Woronoff, Arielle <Arielle.Woronoff@mail.house.gov>; Graff, Caleb <Caleb.Graff@mail.house.gov>; DiBlasio, Carla <Carla.Diblasio@mail.house.gov>; Donheffner, Kristen <Kristen.Donheffner@mail.house.gov>; Newlin, Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>; Mason, Graham <Graham.Mason@mail.house.gov>  
**Subject:** RE: call follow-up

Good Morning! How is the updated text coming along? Do you think you'll have something soon?

---

**From:** Shatynski, Kristen  
**Sent:** Wednesday, June 01, 2016 10:59 AM  
**To:** 'Hiller, Elinor A. (CMS/OL)'; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; 'Ferraina, Steven (CMS/OL)'; 'Druckman, Jennifer (CMS/OL)'; Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; 'Newlin, Manda (CMS/OL)'; Mason, Graham  
**Subject:** call follow-up

Hi All –

Thanks again for taking the time out of your day to discuss the bill text. The feedback was much appreciated!

Kristen

---

**From:** Shatynski, Kristen  
**Sent:** Friday, May 27, 2016 9:44 AM  
**To:** 'Hiller, Elinor A. (CMS/OL)'; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner,

Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

Sounds good – thank you very much!

---

**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, May 27, 2016 9:44 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

Great. We can use the following dial in at 10am on Wednesday: WebEx: 1-877-267-1577; Meeting Number: 992 885 314.

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, May 27, 2016 9:39 AM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

Let's do 10

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**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Friday, May 27, 2016 9:37 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

I have a conflict starting at 11:15. Could we do 10:00 or 10:30? Thanks!

---

**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, May 27, 2016 9:33 AM  
**To:** Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA



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**Sent:** Friday, May 27, 2016 9:11 AM  
**To:** Shatynski, Kristen; Levin, Sarah; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

Hi Kristen,

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Elinor

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**Sent:** Thursday, May 26, 2016 2:17 PM  
**To:** Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Hiller, Elinor A. (CMS/OL) <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin, Manda (CMS/OL) <[Manda.Newlin@cms.hhs.gov](mailto:Manda.Newlin@cms.hhs.gov)>; Mason, Graham <[Graham.Mason@mail.house.gov](mailto:Graham.Mason@mail.house.gov)>  
**Subject:** RE: Checking in - F2F bill TA

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**From:** Levin, Sarah  
**Sent:** Monday, May 16, 2016 5:25 PM  
**To:** Shatynski, Kristen; 'Hiller, Elinor A. (CMS/OL)'; Grabert, Lisa; Paluskiewicz, James; Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Woronoff, Arielle; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL); Mason, Graham  
**Subject:** RE: Checking in - F2F bill TA

And Elinor—to jump on this can we at some point talk with the CERT folks on their HH data? I think the Payment Accuracy group has info that is relevant here.

---

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**Sent:** Friday, May 13, 2016 11:29 AM  
**To:** 'Hiller, Elinor A. (CMS/OL)' <[Elinor.Hiller@cms.hhs.gov](mailto:Elinor.Hiller@cms.hhs.gov)>; Grabert, Lisa <[Lisa.Grabert@mail.house.gov](mailto:Lisa.Grabert@mail.house.gov)>; Paluskiewicz, James <[James.Paluskiewicz@mail.house.gov](mailto:James.Paluskiewicz@mail.house.gov)>; Ferraina, Steven (CMS/OL) <[Steven.Ferraina@cms.hhs.gov](mailto:Steven.Ferraina@cms.hhs.gov)>; Druckman, Jennifer (CMS/OL) <[Jennifer.Druckman@cms.hhs.gov](mailto:Jennifer.Druckman@cms.hhs.gov)>; Levin, Sarah <[Sarah.Levin@mail.house.gov](mailto:Sarah.Levin@mail.house.gov)>; Woronoff, Arielle <[Arielle.Woronoff@mail.house.gov](mailto:Arielle.Woronoff@mail.house.gov)>; Graff, Caleb <[Caleb.Graff@mail.house.gov](mailto:Caleb.Graff@mail.house.gov)>; DiBlasio, Carla <[Carla.Diblasio@mail.house.gov](mailto:Carla.Diblasio@mail.house.gov)>; Donheffner, Kristen <[Kristen.Donheffner@mail.house.gov](mailto:Kristen.Donheffner@mail.house.gov)>; Newlin,

Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>; Mason, Graham <Graham.Mason@mail.house.gov>  
**Subject:** RE: Checking in - F2F bill TA

Hi Elinor,

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Thanks!

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

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**From:** Hiller, Elinor A. (CMS/OL) [mailto:Elinor.Hiller@cms.hhs.gov]  
**Sent:** Thursday, April 28, 2016 2:03 PM  
**To:** Grabert, Lisa; Paluskiewicz, James; Shatynski, Kristen  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA

All,

Please find attached a clean version of technical comments on the language shared with us, providing one possible approach to achieve what we understand to be the desired intent. This does not represent an Administration position on the legislative language. We are happy to discuss. Please let me know if you have questions.

Thanks!

Elinor

---

**From:** Grabert, Lisa [mailto:Lisa.Grabert@mail.house.gov]  
**Sent:** Tuesday, April 26, 2016 3:49 PM  
**To:** Hiller, Elinor A. (CMS/OL) <Elinor.Hiller@cms.hhs.gov>; Paluskiewicz, James <James.Paluskiewicz@mail.house.gov>; Shatynski, Kristen <Kristen.Shatynski@mail.house.gov>  
**Cc:** Ferraina, Steven (CMS/OL) <Steven.Ferraina@cms.hhs.gov>; Druckman, Jennifer (CMS/OL) <Jennifer.Druckman@cms.hhs.gov>; Dupee, Jennifer <Jennifer.Dupee@mail.house.gov>; Levin, Sarah <Sarah.Levin@mail.house.gov>; Woronoff, Arielle <Arielle.Woronoff@mail.house.gov>; Simonelli, Adrianna <Adrianna.Simonelli@mail.house.gov>; Graff, Caleb <Caleb.Graff@mail.house.gov>; DiBlasio,

Carla <Carla.Diblasio@mail.house.gov>; Sanchez, Monica <Monica.Sanchez@mail.house.gov>; Donheffner, Kristen <Kristen.Donheffner@mail.house.gov>; Newlin, Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>

**Subject:** Re: Checking in - F2F bill TA

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**From:** <Hiller>, "Elinor A. (CMS/OL)" <Elinor.Hiller@cms.hhs.gov>  
**Date:** Friday, April 8, 2016 9:53 AM  
**To:** "Paluskiewicz, James" <James.Paluskiewicz@mail.house.gov>, "Shatynski, Kristen" <Kristen.Shatynski@mail.house.gov>  
**Cc:** "Ferraina, Steven (CMS/OL)" <Steven.Ferraina@cms.hhs.gov>, "Druckman, Jennifer (CMS/OL)" <Jennifer.Druckman@cms.hhs.gov>, "Dupee, Jennifer" <Jennifer.Dupee@mail.house.gov>, Lisa Grabert <lisa.grabert@mail.house.gov>, "Levin, Sarah" <Sarah.Levin@mail.house.gov>, "Woronoff, Arielle" <Arielle.Woronoff@mail.house.gov>, "Simonelli, Adrianna" <Adrianna.Simonelli@mail.house.gov>, "Graff, Caleb" <Caleb.Graff@mail.house.gov>, "DiBlasio, Carla" <Carla.Diblasio@mail.house.gov>, "Sanchez, Monica" <Monica.Sanchez@mail.house.gov>, "Donheffner, Kristen" <Kristen.Donheffner@mail.house.gov>, "Newlin, Manda (CMS/OL)" <Manda.Newlin@cms.hhs.gov>  
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Thanks for checking in, JP and Kristen. We hope to have something for you very soon.

Elinor

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**Sent:** Thursday, April 7, 2016 1:13 PM  
**To:** Shatynski, Kristen <Kristen.Shatynski@mail.house.gov>; Hiller, Elinor A. (CMS/OL) <Elinor.Hiller@cms.hhs.gov>  
**Cc:** Ferraina, Steven (CMS/OL) <Steven.Ferraina@cms.hhs.gov>; Druckman, Jennifer (CMS/OL) <Jennifer.Druckman@cms.hhs.gov>; Dupee, Jennifer <Jennifer.Dupee@mail.house.gov>; Grabert, Lisa <Lisa.Grabert@mail.house.gov>; Levin, Sarah <Sarah.Levin@mail.house.gov>; Woronoff, Arielle <Arielle.Woronoff@mail.house.gov>; Simonelli, Adrianna <Adrianna.Simonelli@mail.house.gov>; Graff, Caleb <Caleb.Graff@mail.house.gov>; DiBlasio, Carla <Carla.Diblasio@mail.house.gov>; Sanchez, Monica <Monica.Sanchez@mail.house.gov>; Donheffner, Kristen <Kristen.Donheffner@mail.house.gov>; Newlin, Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>  
**Subject:** RE: Checking in - F2F bill TA

Yes, Elinor thank you for all your hard work on this. This remains something that is very much on our radar screen if we can get agreement, so anything you can provide to us is much appreciated realizing the time constraints that we face this session! JP

---

**From:** Shatynski, Kristen  
**Sent:** Thursday, April 07, 2016 1:01 PM

**To:** Hiller, Elinor A. (CMS/OL)

**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)

**Subject:** RE: Checking in - F2F bill TA

Hi Elinor,

Checking in again. I appreciated talking to you a little while back and definitely understand the nuances of the settlement language, but we just want to make sure that there's plenty of time to clean up the bill text. We've got about 45 legislative days left, so anything you could do to move things along would be great.

As always, thanks for your help!

Kristen

Kristen Shatynski, Ph.D.

Legislative Assistant

Office of Representative Greg Walden

2185 Rayburn House Office Building

202-225-6730

---

**From:** Shatynski, Kristen

**Sent:** Friday, March 04, 2016 11:52 AM

**To:** Hiller, Elinor A. (CMS/OL)

**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL)

**Subject:** Checking in - F2F bill TA

Hi Elinor,

Hope you're doing well. I wanted to check in on the status of the written TA for the F2F draft bill. Do you have any updates?

Thanks!

Kristen

Kristen Shatynski, Ph.D.

Legislative Assistant

Office of Representative Greg Walden

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**[DISCUSSION DRAFT]**

114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. ■ ■**

To amend title XVIII of the Social Security Act to make changes to documentation of eligibility for Medicare home health services.



IN THE HOUSE OF REPRESENTATIVES

Mr. WALDEN introduced the following bill; which was referred to the Committee on



**A BILL**

To amend title XVIII of the Social Security Act to make changes to documentation of eligibility for Medicare home health services.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Home Health Documentation and Program Improvement Act of 2016”.

**SEC. 2. INFORMATION REQUIRED TO SATISFY DOCUMENTATION OF ELIGIBILITY FOR HOME HEALTH SERVICES.**

(a) PART A.—Section 1814 of the Social Security Act (42 U.S.C. 1395f) is amended—

(1) in subsection (a)(2), in the matter preceding subparagraph (A), by inserting “, in accordance with subsection (m),” after “section 1866(j), certifies”; and

(2) by adding at the end the following new subsection:

“(m) DOCUMENTATION OF ELIGIBILITY FOR HOME HEALTH SERVICES.—

## 2

1 “(1) DOCUMENTATION IN MEDICAL RECORD.—With respect to the  
2 certification under subsection (a)(2) of an individual’s eligibility for home health  
3 services, documentation to support such certification shall be in the medical record of the  
4 individual maintained by the physician who so certifies or, in the case where the  
5 individual was discharged from an acute or post-acute care facility (as determined  
6 appropriate by the Secretary) with a referral for home health services, in the medical  
7 record of the individual maintained by such facility. Nothing in the previous sentence  
8 shall preclude the ability of a physician or facility to incorporate in the individual’s  
9 medical record information provided by a home health agency but such information shall  
10 be an addition to and not a substitution for the physician’s or facility’s own  
11 documentation to support certification.

12 “(2) USE OF FORM.—The Secretary shall, by not later than one year from the  
13 date of the enactment of this paragraph, publish a form, based on input, as appropriate,  
14 from stakeholders, that may be used by a physician or facility to assist in compiling  
15 information related to the documentation requirement under paragraph (1)”.  
16

(b) PART B.—Section 1835 of the Social Security Act (42 U.S.C. 1395n) is amended—

17 (1) in subsection (a)(2), in the matter preceding subparagraph (A), by inserting “,  
18 in accordance with subsection (f),” after “section 1866(j), certifies”; and

19 (2) by adding at the end the following new subsection:

20 “(f) APPLICATION OF DOCUMENTATION OF ELIGIBILITY FOR HOME  
21 HEALTH SERVICES UNDER PART A.—The provisions of section 1814(m) shall apply with  
22 respect to the application of the documentation requirements for the certification under  
23 subsection (a)(2) of an individual’s eligibility for home health services in the same manner as the  
24 provisions of section 1814(m) apply to the application of such documentation requirements for  
25 the certification of an individual’s eligibility for home health services under section  
26 1814(a)(2).”.

### 27 SEC. 3. VOLUNTARY SETTLEMENT OF HOME HEALTH CLAIMS.

28 (a) ALTERNATIVE DISPUTE RESOLUTION PROCESS FOR HOME HEALTH  
29 CLAIMS.—

30 (1) IN GENERAL.—The Secretary of Health and Human Services shall establish  
31 an alternative dispute resolution process for home health appeals whereby a home health  
32 agency entitled to an administrative appeal under subsections (a) through (e) of section  
33 1869 of the Social Security Act (42 U.S.C. 1395ff) has the option to enter into alternative  
34 dispute resolution with the Secretary, consistent with paragraph (2).

35 (2) PROCESS AND CONSIDERATION OF HOME HEALTH CLAIMS  
36 INCLUDING THOSE DENIED DUE TO FACE-TO-FACE REQUIREMENT.—

37 (A) During the alternative dispute resolution process, the request for such  
38 administrative appeal with respect to the claims covered by the alternative  
39 dispute resolution shall be suspended.

40 (B) In the event that an alternative dispute resolution does not result in a  
41 settlement, the request for such administrative appeal with respect to the  
42 claims covered by the alternative dispute resolution shall resume under  
43 such section 1869.

44 (C) If the Secretary reviews claims as part of the alternative dispute

**Comment [A]:** You requested technical assistance on language to clarify that certifying physicians/facilities could continue to incorporate information from home health agencies (HHAs) into patient medical records. This language provides that certifying physicians/facilities will continue to have this existing ability, but as is the case currently, the HHA information cannot substitute for the certifying physician’s/facility’s medical record.

1 resolution process, such review shall be based on medical records  
2 available under such administrative appeal.

3 (D) This alternative dispute resolution process shall apply to claims for  
4 home health services that were furnished on or after January 1, 2011, and  
5 before January 1, 2015 and that were timely filed consistent with section  
6 1814(a) of such Act (42 U.S.C. 1395f(a)), section 1835(a)(1) of such Act  
7 (42 U.S.C. 1395n(a)(1)), and section 1842(b)(3) of such Act (42 U.S.C.  
8 1395u(b)(3)).

9 (E) As one factor in determining the aggregate amount to be paid under a  
10 settlement resulting from the alternative dispute resolution process  
11 described in paragraph (1), the Secretary shall consider whether claims for  
12 home health services for which a face-to-face encounter occurred were  
13 denied solely due to insufficient documentation of the face-to-face  
14 encounter requirement under section 1814(a)(2)(C) of such Act (42 U.S.C.  
15 1395f(a)(2)(C)) or section 1835(a)(2)(A) of such Act (42 U.S.C.  
16 1395n(a)(2)(A)) as such requirement was in effect for such claims.

17 (F) The Secretary shall determine, as appropriate, the aggregate amount to  
18 be paid, based on a percentage of the aggregate approved amount, less the  
19 applicable deductible or coinsurance, which may be similar to the  
20 percentage used under the Centers for Medicare & Medicaid Services  
21 hospital appeals settlement that began on October 31, 2014.

22 (b) EFFECT OF ALTERNATIVE DISPUTE RESOLUTION.—

23 (1) IN GENERAL.—As part of any alternative dispute resolution settlement  
24 under this section, an appellant shall be required to—

25 (A) forego the right to such administrative appeal; and

26 (B) withdraw all requests for administrative appeal with respect to the  
27 claims covered by the settlement.

28 (2) NO JUDICIAL REVIEW.—There shall be no administrative or judicial  
29 review under such section 1869, section 1878 of such Act (42 U.S.C. 1395oo), or  
30 otherwise of the alternative dispute resolution settlement and the claims covered by the  
31 settlement.

32 (c) COORDINATION WITH LAW ENFORCEMENT AND CMS.—The Secretary shall  
33 establish a process under which the Agency official(s) responsible for executing such settlement  
34 may coordinate with appropriate law enforcement agencies and the Centers for Medicare &  
35 Medicaid Services to avoid the inadvertent settlement of cases that involve fraud or other  
36 criminal activity.

37 (d) NO ENTITLEMENT TO ALTERNATIVE DISPUTE RESOLUTION.—Nothing in  
38 this subsection shall be construed as creating an entitlement to alternative dispute resolution.

39 (e) FUNDING.—For purposes of carrying out this section, the Secretary of Health and  
40 Human Services shall provide for the transfer, from the Federal Hospital Insurance Trust fund  
41 under section 1817 of the Social Security Act (42 U.S.C. 1395i) and the Federal Supplementary  
42 Medical Insurance Fund under section 1841 of such Act (42 U.S.C. 1395t), in such proportion as  
43 the Secretary determines appropriate, of [\$16 million], to the Centers for Medicare & Medicaid  
44 Services Program Management Account to be available upon the date of the enactment of this

Comment [A]: Per your request, language added here would reference the "hospital settlement" as a reference point.

1 section and such funds shall remain available until expended.



**From:** Hiller, Elinor A. (CMS/OL)  
**Sent:** 28 Apr 2016 18:03:05 +0000  
**To:** 'Grabert, Lisa';Paluskiewicz, James;Shatynski, Kristen  
**Cc:** Ferraina, Steven (CMS/OL);Druckman, Jennifer (CMS/OL);Dupee, Jennifer;Levin, Sarah;Woronoff, Arielle;Simonelli, Adrianna;Graff, Caleb;DiBlasio, Carla;Sanchez, Monica;Donheffner, Kristen;Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA  
**Attachments:** Home Health Documentation and Settlement of Claims (TA 4 27 16).docx

All,

Please find attached a clean version of technical comments on the language shared with us, providing one possible approach to achieve what we understand to be the desired intent. This does not represent an Administration position on the legislative language. We are happy to discuss. Please let me know if you have questions.

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**[DISCUSSION DRAFT]**

114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. ■ ■**

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This Act may be cited as the “Home Health Documentation and Program Improvement Act of 2016”.

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(1) in subsection (a)(2), in the matter preceding subparagraph (A), by inserting “, in accordance with subsection (m),” after “section 1866(j), certifies”; and

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7 record of the individual maintained by such facility.

8 “(2) USE OF FORM.—The Secretary shall, by not later than one year from the  
9 date of the enactment of this paragraph, publish a form, based on input, as appropriate,  
10 from stakeholders, that may be used by a physician or facility to assist in compiling  
11 information related to the documentation requirement under paragraph (1)”.  
12

(b) PART B.—Section 1835 of the Social Security Act (42 U.S.C. 1395n) is amended—

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15 (2) by adding at the end the following new subsection:

16 “(f) APPLICATION OF DOCUMENTATION OF ELIGIBILITY FOR HOME  
17 HEALTH SERVICES UNDER PART A.—The provisions of section 1814(m) shall apply with  
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24 (a) ALTERNATIVE DISPUTE RESOLUTION PROCESS FOR HOME HEALTH  
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29 1869 of the Social Security Act (42 U.S.C. 1395ff) has the option to enter into alternative  
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33 (A) During the alternative dispute resolution process, the request for such  
34 administrative appeal with respect to the claims covered by the alternative  
35 dispute resolution shall be suspended.

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38 claims covered by the alternative dispute resolution shall resume under  
39 such section 1869.

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41 resolution process, such review shall be based on medical records  
42 available under such administrative appeal.

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2 1814(a) of such Act (42 U.S.C. 1395f(a)), section 1835(a)(1) of such Act  
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22 (2) NO JUDICIAL REVIEW.—There shall be no administrative or judicial  
23 review under such section 1869, section 1878 of such Act (42 U.S.C. 1395oo), or  
24 otherwise of the alternative dispute resolution settlement and the claims covered by the  
25 settlement.

26 (c) COORDINATION WITH LAW ENFORCEMENT AND CMS.—The Secretary shall  
27 establish a process under which the Agency official(s) responsible for executing such settlement  
28 may coordinate with appropriate law enforcement agencies and the Centers for Medicare &  
29 Medicaid Services to avoid the inadvertent settlement of cases that involve fraud or other  
30 criminal activity.

31 (d) NO ENTITLEMENT TO ALTERNATIVE DISPUTE RESOLUTION.—Nothing in  
32 this subsection shall be construed as creating an entitlement to alternative dispute resolution.

33 (e) FUNDING.—For purposes of carrying out this section, the Secretary of Health and  
34 Human Services shall provide for the transfer, from the Federal Hospital Insurance Trust fund  
35 under section 1817 of the Social Security Act (42 U.S.C. 1395i) and the Federal Supplementary  
36 Medical Insurance Fund under section 1841 of such Act (42 U.S.C. 1395t), in such proportion as  
37 the Secretary determines appropriate, of [\$16 million], to the Centers for Medicare & Medicaid  
38 Services Program Management Account to be available upon the date of the enactment of this  
39 section and such funds shall remain available until expended.

**Comment [EH]:** You requested technical assistance on drafting a “floor” for a settlement amount. A parenthetical could be inserted after “percentage” indicating that this be “(not less than XX percent).” CMS continues to have technical concerns related to implementation of a fixed floor for this agreement.

**From:** Paluskiewicz, James  
**Sent:** 7 Apr 2016 17:12:36 +0000  
**To:** Shatynski, Kristen;Hiller, Elinor A. (CMS/OL)  
**Cc:** Ferraina, Steven (CMS/OL);Druckman, Jennifer (CMS/OL);Dupee, Jennifer;Grabert, Lisa;Levin, Sarah;Woronoff, Arielle;Simonelli, Adrianna;Graff, Caleb;DiBlasio, Carla;Sanchez, Monica;Donheffner, Kristen;Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA

Yes, Elinor thank you for all your hard work on this. This remains something that is very much on our radar screen if we can get agreement, so anything you can provide to us is much appreciated realizing the time constraints that we face this session! JP

---

**From:** Shatynski, Kristen  
**Sent:** Thursday, April 07, 2016 1:01 PM  
**To:** Hiller, Elinor A. (CMS/OL)  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA

Hi Elinor,

Checking in again. I appreciated talking to you a little while back and definitely understand the nuances of the settlement language, but we just want to make sure that there's plenty of time to clean up the bill text. We've got about 45 legislative days left, so anything you could do to move things along would be great.

As always, thanks for your help!

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

---

**From:** Shatynski, Kristen  
**Sent:** Friday, March 04, 2016 11:52 AM  
**To:** Hiller, Elinor A. (CMS/OL)  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** Checking in - F2F bill TA

Hi Elinor,

Hope you're doing well. I wanted to check in on the status of the written TA for the F2F draft bill. Do you have any updates?

Thanks!

**Kristen**

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730



**From:** Hiller, Elinor A. (CMS/OL)  
**Sent:** 8 Apr 2016 13:53:49 +0000  
**To:** 'Paluskiewicz, James'; Shatynski, Kristen  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Sanchez, Monica; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** RE: Checking in - F2F bill TA

Thanks for checking in, JP and Kristen. We hope to have something for you very soon.

Elinor

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**From:** Paluskiewicz, James [mailto:James.Paluskiewicz@mail.house.gov]  
**Sent:** Thursday, April 7, 2016 1:13 PM  
**To:** Shatynski, Kristen <Kristen.Shatynski@mail.house.gov>; Hiller, Elinor A. (CMS/OL) <Elinor.Hiller@cms.hhs.gov>  
**Cc:** Ferraina, Steven (CMS/OL) <Steven.Ferraina@cms.hhs.gov>; Druckman, Jennifer (CMS/OL) <Jennifer.Druckman@cms.hhs.gov>; Dupee, Jennifer <Jennifer.Dupee@mail.house.gov>; Grabert, Lisa <Lisa.Grabert@mail.house.gov>; Levin, Sarah <Sarah.Levin@mail.house.gov>; Woronoff, Arielle <Arielle.Woronoff@mail.house.gov>; Simonelli, Adrianna <Adrianna.Simonelli@mail.house.gov>; Graff, Caleb <Caleb.Graff@mail.house.gov>; DiBlasio, Carla <Carla.Diblasio@mail.house.gov>; Sanchez, Monica <Monica.Sanchez@mail.house.gov>; Donheffner, Kristen <Kristen.Donheffner@mail.house.gov>; Newlin, Manda (CMS/OL) <Manda.Newlin@cms.hhs.gov>  
**Subject:** RE: Checking in - F2F bill TA

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Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

**From:** Hiller, Elinor A. (CMS/OL)  
**Sent:** 22 Dec 2015 16:47:09 +0000  
**To:** Kristen.Shatynski@mail.house.gov  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Jennifer Dupee; James.Paluskiwicz@mail.house.gov; Lisa Grabert; Sarah Levin; Arielle Woronoff; Adrianna Simonelli; caleb.graff@mail.house.gov; carla.diblasio@mail.house.gov; kristen.donherrner@mail.house.gov; Newlin, Manda (CMS/OL)  
**Subject:** RE: seeking information on home health appeals

Hi Kristen,

I handle appeals issues within OL, and Jen asked me to get back to you on this request. While we do not have data specific to the overall number of home health denials due to failure to meet the face-to-face narrative requirement, we do have information related to home health appeals, which I hope will be helpful.

CMS maintains appeals data for the first two CMS levels of appeal: the MAC redetermination and QIC reconsideration levels. However, CMS' appeals data does not capture the specific denial reason (ie. denials for failing to meet the face-to-face narrative requirement).

Denials based on failure to meet the face-to-face narrative requirement are a subset of the broader category of medical necessity denials. At the MAC level, our data does not distinguish between medical necessity reviews and other types of appeals (e.g. incorrect coding). At the QIC level, medical necessity reviews are sent to a separate panel for clinical review, which allows CMS to track medical necessity reviews at the QIC level.

Included below is FY 2015 overall data on processed home health appeals at both the MAC and QIC levels, as well as medical necessity-specific data at the QIC level. As noted above, claims that failed to meet the face-to-face narrative requirement are a subset of the claims reviewed for medical necessity.

The data also includes the associated reversal rates. The reversal rates represent the percentage of claims with Favorable and Partially Favorable dispositions.

**MAC Level – FY15 Overall Home Health Processed Appeals:**

Total claims	79,637
Reversal rate	8.9%

**QIC Level - FY15 Overall Home Health Processed Appeals:**

Total claims	73,545
Reversal rate	2.6%

**QIC Level - FY15 Home Health Processed Appeals that Went through Medical Necessity Review:**

Total claims	70,662
Reversal rate	2.5%

Elinor Hiller  
Director, Medicare Parts C & D/Program Integrity Analysis Group  
CMS Office of Legislation  
(202) 690-5413  
elinor.hiller@cms.hhs.gov

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**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, November 20, 2015 4:48 PM  
**To:** Druckman, Jennifer (CMS/OL)  
**Cc:** Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen  
**Subject:** seeking information on home health appeals

Hi Jennifer,

Kristen Shatynski here from Representative Greg Walden's office. Representatives Walden, Blumenauer, and Price are working on legislation that would make changes to the home health face-to-face documentation requirement. It's still a work in progress but one of the sections directs the Secretary of HHS to establish a process under which home health agencies can choose to enter into a settlement agreement for claims in appeal that were denied due the face-to-face documentation requirement.

Could you obtain some data for us on the number of those denied claims in the appeals process, in addition to information on the rate of overturned vs upheld denials?

Thank you for your help!

Kristen

Kristen Shatynski, Ph.D.  
Legislative Assistant  
Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

**From:** Hiller, Elinor A. (CMS/OL)  
**Sent:** 20 Jan 2016 22:34:40 +0000  
**To:** 'Shatynski, Kristen'  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen; Newlin, Manda (CMS/OL)  
**Subject:** RE: seeking information on home health appeals

Kristen,

Included below are data for FYs 2013 and 2014 processed home health appeals at both the MAC and QIC levels, as well as medical necessity-specific data at the QIC level. Claims that failed to meet the face-to-face narrative requirement are a subset of the claims reviewed for medical necessity. Please note that as with the previous data, our data do not distinguish between medical necessity reviews and other types of appeals (e.g. incorrect coding) at the MAC level. At the QIC level, medical necessity reviews are sent to a separate panel for clinical review, which allows CMS to track medical necessity reviews at the QIC level. The data also include the associated reversal rates, which represent the percentage of claims with Favorable and Partially Favorable dispositions.

**MAC Level – Overall Home Health Processed Appeals:**

	FY2013	FY2014
<b>Total claims</b>	<b>94,948</b>	<b>86,178</b>
<b>Reversal rate</b>	<b>3.6%</b>	<b>6.8%</b>

**QIC Level – Overall Home Health Processed Appeals:**

	FY2013	FY2014
<b>Total claims</b>	<b>98,373</b>	<b>83,009</b>
<b>Reversal rate</b>	<b>1.2%</b>	<b>2.0%</b>

**QIC Level - Home Health Processed Appeals that Went through Medical Necessity Review:**

	FY2013	FY2014
<b>Total claims</b>	<b>90,886</b>	<b>79,474</b>
<b>Reversal rate</b>	<b>1.2%</b>	<b>2.0%</b>

Included below are data for FYs 2013 – 2015 for those claims that underwent medical necessity review at the QIC level, broken down by date of service (DOS)/service end date. Given the timely filing requirements for submitting a claim (e.g., 1 year from DOS), timely appeal requirements (e.g., 120 days and 180 days to file redeterminations and reconsiderations, respectively), and timely decision requirements (e.g., 60 days to adjudicate redeterminations and reconsiderations), as shown here, most appeals are processed about 2 years after the service end date. If a claim is denied upon post-payment

review, the process can take additional time (e.g., there is a 3-year look back period for certain review contractors). As you know, there is currently no backlog of appeals at the MAC or QIC levels of appeal.

**QIC Level - Home Health Processed Appeals (in claims) that Went through Medical Necessity Review by Service End Date:**

Service End Date	Appeal Processed Date		
	FY2013	FY2014	FY2015
FY2006	1	0	0
FY2007	26	11	2
FY2008	233	170	73
FY2009	919	629	425
FY2010	2,460	1,690	841
FY2011	69,373	4,924	1,649
FY2012	16,865	49,549	2,430
FY2013	712	21,572	40,754
FY2014	0	691	23,276
FY2015	0	0	983
DOS Unavailable*	297	238	229
<b>Total Claims</b>	<b>90,886</b>	<b>79,474</b>	<b>70,662</b>

\*Appeals for which the date of service is not available are expedited appeals where Quality Improvement Organizations conducted the first level of appeal, which do not contain the detailed claim level information available for standard appeals.

Please let us know if you have additional questions.

Elinor

---

**From:** Shatynski, Kristen  
**Sent:** Monday, December 28, 2015 1:05 PM  
**To:** 'Hiller, Elinor A. (CMS/OL)'  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; [kristen.donherrner@mail.house.gov](mailto:kristen.donherrner@mail.house.gov); Newlin, Manda (CMS/OL)  
**Subject:** RE: seeking information on home health appeals

Hi Elinor,

Thanks for sending this information. Can you send the data for FY 2013 – 2014? Also are you able to break the data out by dates of service?

Thanks!  
 Kristen

Kristen Shatynski, Ph.D.  
 Legislative Assistant

Office of Representative Greg Walden  
2185 Rayburn House Office Building  
202-225-6730

---

**From:** Hiller, Elinor A. (CMS/OL) [<mailto:Elinor.Hiller@cms.hhs.gov>]  
**Sent:** Tuesday, December 22, 2015 11:47 AM  
**To:** Shatynski, Kristen  
**Cc:** Ferraina, Steven (CMS/OL); Druckman, Jennifer (CMS/OL); Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; [kristen.donherrner@mail.house.gov](mailto:kristen.donherrner@mail.house.gov); Newlin, Manda (CMS/OL)  
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**From:** Shatynski, Kristen [<mailto:Kristen.Shatynski@mail.house.gov>]  
**Sent:** Friday, November 20, 2015 4:48 PM  
**To:** Druckman, Jennifer (CMS/OL)  
**Cc:** Dupee, Jennifer; Paluskiewicz, James; Grabert, Lisa; Levin, Sarah; Woronoff, Arielle; Simonelli, Adrianna; Graff, Caleb; DiBlasio, Carla; Donheffner, Kristen  
**Subject:** seeking information on home health appeals

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