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**TRIAGE**: RAPID LEGAL LESSONS FOR BUSY  
HEALTH CARE PROFESSIONALS



**Segment 2 of 4**

Section 603 Site-Neutral  
Payment: Relocation and  
Expansion of Existing PBDs

Darlene S. Davis

# LOSS OF EXCEPTED STATUS - RELOCATION

- Excepted PBDs will generally lose grandfathered status if they relocate from physical address listed on the hospital enrollment form as of Nov. 1, 2015
  
- Limited exception for relocations in “extraordinary circumstances”
  - natural disasters
  - significant seismic building code requirements
  - significant public health and public safety issues
  - CMS Regional Office to approve on a case-by-case basis

## OTHER PHYSICAL EXPANSION

- Expansions of excepted PBDs in multiple occupancy building, such as a medical office building with multiple suites may be considered a relocation
  - Expansion into another suite presumably changes physical address required to be listed on hospital enrollment form
- No commentary regarding expansion square footage of excepted PBD that does not result in change of address

# EXPANSION OF SERVICES

- CMS did not adopt its proposal to limit excepted items and services to those “clinical families” previously furnished by each PBD, but ...
  - Emphasized concerns that allowing expansion may permit additional acquired physician practices to receive OPPS reimbursement
  - Asserted that it has statutory authority to limit expansion of services at excepted PBDs to the level furnished prior to November 2, 2015
  - Indicated it will monitor expansion of types and volume of services at excepted PBDs and may propose additional limitations in the future

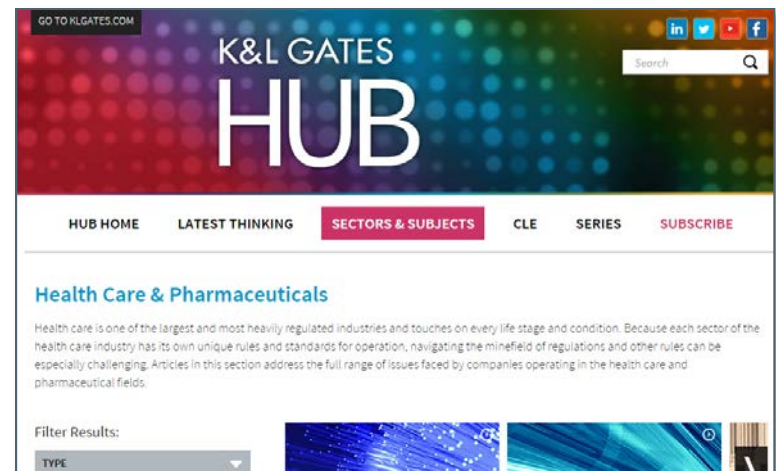
# Today's Presenter



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