

## CMS Alternative Payment Model Overlap

Alternative Payment Model (APM) overlap is complex and is a concern for many ACOs that have patients and providers participating in multiple models. The Centers for Medicare & Medicaid Services (CMS) has not developed a consistent overlap policy that applies across APMs. There are a number of challenges associated with overlap, such as duplication of resources, patient and provider confusion and challenges financially reconciling patients who are assigned to an ACO and trigger a bundled payment episode. The easiest and most effective solution, advocated for by NAACOS, is to adopt a standard policy to exclude ACO patients from other initiatives while allowing ACO providers to participate in multiple models. While CMS has taken this approach with the Next Generation ACO Model, they have generally chosen alternate approaches for the Medicare Shared Savings Program.

ACOs are responsible for all of patients’ spending for a given year. They are in the driver’s seat in coordinating their patients’ care and should therefore be financially responsible for the cost and quality of care provided to their patients. NAACOS opposes overlap policies that disadvantage value-based entities focused on total-cost-of-care, penalizing ACOs who have proven to slow Medicare spending by tens of billions of dollars over the last several years, more than any other federal value-based model. The chart below, reviews CMS’s current overlap policies. Please note that this information is current at the time of publication (November 2019).

	Medicare Shared Savings Program (MSSP)		Next Generation ACO Model (NextGen)	
	Providers	Beneficiaries	Providers	Beneficiaries
<b>BPCI-A</b> Bundled Payments for Care Initiative-Advanced	Providers may participate in both <b>MSSP</b> and <b>BPCI-A</b> .	(for Model Year 3, beginning 1/1/2020) <b>MSSP</b> beneficiaries can participate in <b>BPCI-A</b> regardless of <b>MSSP</b> track (beneficiaries can trigger an episode).	Providers may participate in both <b>NextGen</b> and <b>BPCI-A</b> .	<b>NextGen</b> beneficiaries cannot participate in <b>BPCI-A</b> (beneficiaries cannot trigger an episode).
<b>CJR</b> Comprehensive Joint Replacement	<b>MSSP</b> participants may be either <b>CJR</b> collaborators or collaborator agents.	<b>MSSP</b> track 3 beneficiaries are excluded from <b>CJR</b> (beneficiaries cannot trigger an episode); All other <b>MSSP</b> beneficiaries are included in <b>CJR</b> (beneficiaries can trigger an episode).	<b>NextGen</b> participants may be either <b>CJR</b> collaborators or collaborator agents.	<b>NextGen</b> beneficiaries cannot participate in <b>CJR</b> (beneficiaries cannot trigger an episode).
<b>OCM</b> Oncology Care Model	Providers may participate in both <b>MSSP</b> and <b>OCM</b> .	<b>OCM</b> Beneficiaries are not excluded from participation in <b>MSSP</b> .	Providers may participate in both <b>NextGen</b> and <b>OCM</b> .	<b>OCM</b> beneficiaries are not excluded from participation in <b>NextGen</b> .
<b>CEC</b> Comprehensive ESRD Care Model	Providers (full TIN) cannot participate in both <b>CEC</b> and <b>MSSP</b> .	<b>CEC</b> beneficiaries are excluded from participation in <b>MSSP</b> .	<b>NextGen</b> Professionals cannot participate in both <b>CEC</b> and <b>NextGen</b> . <b>NextGen</b> Participants who are not primary care specialists and <b>NextGen</b> Preferred Providers may participate in both <b>CEC</b> and <b>NextGen</b> .	<b>CEC</b> beneficiaries are excluded from participation in <b>NextGen</b> .
<b>CPC+</b> Comprehensive Primary Care +	Providers can participate in both <b>CPC+</b> and <b>MSSP</b> .	<b>MSSP</b> beneficiaries may participate in <b>CPC+</b> regardless of <b>MSSP</b> track.	Providers cannot participate in both <b>NextGen</b> and <b>CPC+</b> .	<b>NextGen</b> beneficiaries may not participate in <b>CPC+</b> . ( <b>NextGen</b> has alignment preference over <b>CPC+</b> ).
<b>PCF</b> Primary Care First	Providers can participate in both <b>PCF</b> and <b>MSSP</b> (any track).	<b>MSSP</b> beneficiaries may participate in <b>PCF</b> regardless of <b>MSSP</b> track.	Providers cannot participate in both <b>NextGen</b> and <b>PCF</b> .	<b>NextGen</b> beneficiaries may not participate in <b>PCF</b> . ( <b>NextGen</b> has alignment preference over <b>PCF</b> ).