

### **A Nursing home sued after posting nude photos**

A lawsuit in South Dakota charges a nursing home employee with posting nude photos of a resident on social media. This marks the first lawsuit against a skilled nursing facility and an employee. The photographed resident is deceased and the estate is suing for unspecified damages. The Facility is being charged with negligent hiring practices, training and supervision. Please visit:

[http://www.mcknights.com/news/nursing-home-sued-after-employee-posts-nude-photos-of-resident/article/478999/?DCMP=EMC-MCK\\_Weekly&spMailingID=13828281&spUserID=MTM2NDE0MDMyMDE5S0&spJobID=721903447&spReportId=NzIxOTAzNDQ3S0](http://www.mcknights.com/news/nursing-home-sued-after-employee-posts-nude-photos-of-resident/article/478999/?DCMP=EMC-MCK_Weekly&spMailingID=13828281&spUserID=MTM2NDE0MDMyMDE5S0&spJobID=721903447&spReportId=NzIxOTAzNDQ3S0)

### **CMS Mandatory Reporting**

Based on an amendment to the Affordable Care Act, Mandatory reporting of direct staffing information will go into effect on July 1, 2016. The information must be based on payroll and other verifiable and auditable data. The system is called the Payroll-Based Journal (PBJ) and now accepts information on a volunteer basis. The reporting must be done electronically, so be sure your facility will be prepared to respond appropriately. Please visit:

[http://www.lexology.com/library/detail.aspx?g=961d2865-c629-4cc9-b594-0dc38283de87&utm\\_source=Lexology+Daily+Newsfeed&utm\\_medium=HTML+email+-+Body+-+General+section&utm\\_campaign=Lexology+subscriber+daily+feed&utm\\_content=Lexology+Daily+Newsfeed+2016-02-16&utm\\_term=](http://www.lexology.com/library/detail.aspx?g=961d2865-c629-4cc9-b594-0dc38283de87&utm_source=Lexology+Daily+Newsfeed&utm_medium=HTML+email+-+Body+-+General+section&utm_campaign=Lexology+subscriber+daily+feed&utm_content=Lexology+Daily+Newsfeed+2016-02-16&utm_term=)

### **False Claims Act Allegations**

Government contractor, Paige Industrial Services, Inc. has settled a false claims act dispute with the United States for somewhere between \$450,000 and \$675,000. The contractor did not comply with the Davis-Bacon Act, which requires government contractors and subcontractors to pay certain prevailing wages and fringe benefits. Coincidentally, a Paige subcontractor in Maryland pleads guilty to illegal pattern and practice of hiring unauthorized aliens. Please visit:<http://www.justice.gov/usao-md/pr/paige-industrial-services-agrees-resolve-false-claims-act-allegations>

### **ALF Manager Steals Identity of Residents to Obtain Credit Cards**

Maryland Assisted Living Facility Manager was indicted for stealing the identity of three elderly residents. The four-count indictment could result in a sentence of 30 years in prison and a \$1 million fine for bank fraud. According to reports, the manager used the names and social security numbers of the elderly residents to obtain credit cards that he made purchases with. The Maryland Identity Theft Working Group and the President's Financial Fraud Enforcement Task Force has been working aggressively to investigate and prosecute financial crimes. Please visit:

<https://www.justice.gov/usao-md/pr/assisted-living-facility-manager-indicted-stealing-elderly-residents-identities-obtain>

### **Is your compliance Officer on Speed Dial?**

There are so many decisions made at a healthcare facility that impacts the compliance officer's role. Is your compliance officer extremely busy? Are there purchasing decisions made without the compliance officer's knowledge? Your compliance officer needs a seat at the table for business decisions in to avoid common on-going pitfalls. Put the compliance officer on speed dial. Please visit the following for more guidance: [http://www.mcknights.com/guest-columns/is-your-compliance-officer-on-speed-dial/article/475441/?DCMP=EMC-MCK\\_Daily&spMailingID=13817690&spUserID=MjQ0MjEyNTAxNzY3S0&spJobID=721821391&spReportId=NzIxODIxMzkxS0](http://www.mcknights.com/guest-columns/is-your-compliance-officer-on-speed-dial/article/475441/?DCMP=EMC-MCK_Daily&spMailingID=13817690&spUserID=MjQ0MjEyNTAxNzY3S0&spJobID=721821391&spReportId=NzIxODIxMzkxS0)

### **CMS Increasing Site Visits**

1. CMS will target sites with high volume Medicare reimbursements to identify Medicare fraud through data monitoring. The random visits will ensure that provider enrollment and location information is accurate. Medicare is ramping up its efforts to combat Medicare fraud by providers and suppliers. Please visit: [http://www.mcknights.com/guest-columns/is-your-compliance-officer-on-speed-dial/article/475441/?DCMP=EMC-MCK\\_Daily&spMailingID=13817690&spUserID=MjQ0MjEyNTAxNzY3S0&spJobID=721821391&spReportId=NzIxODIxMzkxS0](http://www.mcknights.com/guest-columns/is-your-compliance-officer-on-speed-dial/article/475441/?DCMP=EMC-MCK_Daily&spMailingID=13817690&spUserID=MjQ0MjEyNTAxNzY3S0&spJobID=721821391&spReportId=NzIxODIxMzkxS0)