

Request for Information Responses ACTIONS AND DEADLINES

The July 1, 2019 application cycle will contain three requests for information (RFIs) for each application type: Medicare Shared Savings Program (Shared Savings Program) Initial and Renewal/Early Renewal, Skilled Nursing Facility (SNF) 3-Day Rule Waiver, and Beneficiary Incentive Program (BIP). RFIs give applicants the opportunity to correct certain application deficiencies, make certain modifications to the ACO Participant List and/or SNF Affiliate List (SNF 3-Day Rule Waiver applicants only), and make other modifications. The due dates for each RFI response, along with when CMS anticipates issuing the RFI, can be found in Table 1 below. Table 2 provides an overview of the actions that applicants can take in response to each RFI.

Table 1. RFI Issue and Response Dates

| RFI NUMBER | RFI ISSUED TO ACO DATE* | ACO RFI DUE DATE* |
|------------|-------------------------|---|
| RFI-1 | March 8, 2019 | March 19, 2019 at 12:00 p.m. (noon) Eastern Time (ET) |
| RFI-2 | April 5, 2019 | April 11, 2019 at 12:00 p.m. (noon) ET |
| RFI-3 | April 30, 2019 | May 2, 2019 at 12:00 p.m. (noon) ET |

*Dates are subject to change

Table 2. ACO Actions in Response to RFIs during the July 1, 2019 Application Cycle

| APPLICANT ACTIONS IN RESPONSE TO RFIs | RFI-1 RESPONSE DUE FROM APPLICANTS March 19, 2019 12 p.m. (noon) ET ¹ | RFI-2 RESPONSE DUE FROM APPLICANTS April 11, 2019 12 p.m. (noon) ET ¹ | RFI-3 RESPONSE DUE FROM APPLICANTS May 2, 2019 12 p.m. (noon) ET ¹ |
|---|--|--|---|
| APPLICATION CHANGES FOR AGREEMENT PERIOD BEGINNING ON JULY 1, 2019 | | | |
| Apply for a SNF 3-Day Rule Waiver | Yes | Final Opportunity | No |
| Apply to establish a BIP | Yes | Final Opportunity | No |
| Combine applications into one application, or combine an application with a currently participating ACO | Final Opportunity | No | No |
| Correct application attestation responses and application supporting documentation | Yes | Yes | Final Opportunity |
| Withdraw pending application for agreement period beginning on July 1, 2019 | Yes | Yes | Yes ² |
| Withdraw pending Early Renewal Application to remain in its current agreement period ³ | Yes | Final Opportunity | No |

RFI Response Actions and Deadlines
for July 1, 2019 Application Cycle



MEDICARE
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PROGRAM

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|--|--|--|---|
| ACO PARTICIPANT & SNF AFFILIATE CHANGES FOR AGREEMENT PERIOD BEGINNING ON JULY 1, 2019 | | | |
| Add ACO participant and/or SNF affiliate taxpayer identification numbers (TINs) and CMS Certification Numbers (CCNs) ⁴ | Yes | Final Opportunity | No |
| Correct ACO Participant and SNF Affiliate Agreement deficiencies identified by CMS | Yes | Yes | Final Opportunity |
| Change the merged/acquired indicator for previously-submitted ACO participants | Yes | Yes | Final Opportunity |
| Withdraw or delete ACO participants ⁵ and SNF affiliates ⁶ | Yes | Yes | Final Opportunity |
| TRACK CHANGES FOR AGREEMENT PERIOD BEGINNING ON JULY 1, 2019 | | | |
| Change from the one-sided model to a two-sided model <i>For example, switching from Level A of the BASIC track to Level E of the BASIC track.</i> | Yes | Final Opportunity | No |
| Change between two-sided models <i>For example, switching from Level E of the BASIC track to the ENHANCED track.</i> | Yes | Yes | Final Opportunity |
| Change assignment methodology | Yes | Final Opportunity | No |
| Change minimum loss rate (MLR)/minimum savings rate (MSR) | Yes | Yes | Final Opportunity |

¹ All dates subject to change.

² We strongly encourage ACOs that do not intend to participate in the Shared Savings Program, establish a BIP, and/or use the SNF 3-Day Rule Waiver to withdraw the pending application(s) as soon as possible, but no later than in response to RFI-3 to allow your ACO, ACO participants, and ACO providers/suppliers to participate in other Medicare ACO initiatives.

³ For ACOs that are early renewing applicants, RFI-2 is the last opportunity to withdraw your pending Renewal/Early Renewal Application. Early renewing ACOs that withdraw their application during RFI-2 will have the option to stay in the program under its current agreement period. After RFI-2, if an ACO withdraws its application or if its application is denied, the ACO will no longer be able to continue to participate in the program and can re-apply during the next application cycle.

⁴ CMS considers any change to a digit in a TIN or TIN/CCN to be an addition to the ACO Participant List or the SNF Affiliate List, respectively. Such changes require a new change request and are not permitted after RFI-2.

⁵ Renewing and early renewing ACOs will only be able to delete previously-approved ACO participants during their application. If a pending "Edit Participant" change request for a previously-approved ACO participant is withdrawn, the withdrawal will result in the termination of the ACO Participant Agreement, effective June 30, 2019.

⁶ Withdrawals are limited only to pending change requests for ACO participants and SNF affiliates. RFI-3 is the final opportunity to withdraw pending or delete previously-approved SNF affiliates during the application evaluation period. ACOs approved for a SNF 3-Day Rule Waiver may also delete SNF affiliates during the performance year.