

# FOX CHASE CANCER CENTER (THE AMERICAN ONCOLOGIC HOSPITAL)

## BILLING AND COLLECTIONS POLICY

**EFFECTIVE DATE:** July 1, 2014

**Last reviewed:** July 2, 2024

**Last revised:** January 1, 2023

**ATTACHMENTS:** EMERGENCY CARE, CHARITY CARE, FINANCIAL ASSISTANCE AND UNINSURED DISCOUNT POLICY

**ISSUING AUTHORITY:** BOARD OF DIRECTORS

### **I. SCOPE**

This policy shall apply to Fox Chase Cancer Center – The American Oncologic Hospital, hereafter referred to as (FCCC).

### **II. PURPOSE**

This policy, together with FCCC’s Emergency Care, Charity Care, Financial Assistance and Uninsured Discount Policy (“FAP”), is intended to meet the requirements of applicable federal, state, and local laws, including, without limitation, section 501(r) of the Internal Revenue Code of 1986, as amended, and the regulations thereunder. This policy establishes the actions that may be taken in the event of nonpayment for medical care provided by FCCC, including collection actions and reporting to credit agencies. The guiding principles behind this policy are to treat all patients equally with dignity and respect and to ensure appropriate billing and collection procedures are uniformly followed.

### **III. DEFINITIONS**

- A. Charity Care – Medical care provided by FCCC to patients who qualify for free care pursuant to FCCC’s FAP.
- B. Emergency Care – Medical care required to be provided pursuant to the Emergency Medical Treatment and Labor Act, section 1867 of the Social Security Act (42 U.S.C. 1395dd) to individuals, regardless of their eligibility for Charity Care or Financial Assistance under FCCC’s FAP. More specifically, Emergency Care refers to services required to be provided under Subchapter G of Chapter IV of Title 42 of the Code of Federal Regulations (or any successor regulations), to the extent such regulations are applicable to FCCC.

- C. Extraordinary Collection Actions (ECAs) – Any actions that require a legal or judicial process that may be taken by FCCC against an individual to obtain payment of a bill for medical care.
- D. Financial Assistance – Medical care provided by FCCC to patients who qualify to pay a discounted amount for the care provided pursuant to FCCC’s FAP.

#### **IV. BILLING PROCEDURES**

This policy sets forth FCCC’s billing procedures and actions that FCCC may take if a bill for medical care is not paid.

- A. FCCC shall request payment for any known patient responsibility for medical care (such as co-pays or deductibles) prior to or at the time care is provided (other than Emergency Care). With respect to Emergency Care, FCCC shall request payment for any known patient responsibility for medical care after the care is provided.
- B. If a patient has not paid FCCC at the time medical care is provided, FCCC will bill the patient for his or her responsibility after receipt of insurance coverage payments.
- C. If a patient qualifies for Charity Care or Financial Assistance, FCCC shall write off any balance after insurance coverage that the patient is not obligated to pay.
- D. FCCC will bill patients for any outstanding balances using its normal billing process which includes a minimum of four (4) statements over a span of at least 120 days. On each statement, FCCC shall include a conspicuous written notice that notifies and informs the patient about the availability of financial assistance under FCCC’s FAP and includes both a telephone number of the office that can provide information about FCCC’s FAP and FAP application process and the direct Web site address where copies of the FAP, FAP application form, and plain language summary of the FAP may be obtained.

#### **V. COLLECTION PROCEDURES**

- A. During the first 120 days after the patient’s first post-discharge billing statement for the care is provided, FCCC shall not refer the account to a collection agency or engage in any ECAs.
- B. FCCC shall observe all patient notification procedures set forth in Part VII of FCCC’s Emergency Care, Charity Care, Financial Assistance and Uninsured Discount Policy.
- C. If no positive patient response is received after 120 days from the first post-discharge billing statement, FCCC shall characterize the unpaid balance as bad debt. FCCC may continue its own bad debt collection efforts or refer the bad debt

account to a collection agency for additional collection efforts in accordance with this policy.

- D. Notwithstanding bad debt classification or referral to a collection agency, a patient may apply for Charity Care or Financial Assistance using the process outlined in the FCCC's Emergency Care, Charity Care, Financial Assistance and Uninsured Discount Policy, for an additional 120 days, for a total application period of 240 days from the first post-discharge billing statement.
- E. FCCC shall enter into a written contract with any collection agency to which it refers bad debt. The contract will obligate the collection agency to observe the same procedures with respect to determining qualification for Charity Care and Financial Assistance that apply to FCCC under FCCC's Emergency Care, Charity Care, Financial Assistance and Uninsured Discount Policy. The contract shall prohibit the referral or sale of the bad debt to another party.
- F. A collection agency to which bad debt is referred for collection may not engage in any ECAs without the prior written consent of FCCC.
- G. The FCCC Chief Financial Officer or his designee has the authority to determine whether reasonable efforts have been made to determine whether a patient qualifies for Charity Care or Financial Assistance.
- H. After making reasonable efforts to determine if a patient qualifies for Charity Care or Financial Assistance, and if no positive patient response is received after 120 days from the first post-discharge billing statement, FCCC may engage in one or more of the following ECAs, to the extent authorized by the FCCC Chief Financial Officer:
  - 1. Place a lien on an individual's property;
  - 2. Foreclose on an individual's real property;
  - 3. Attach or seize an individual's bank account or any other personal property;
  - 4. Commence a civil action against an individual;
  - 5. Cause an individual's arrest;
  - 6. Cause an individual to be subject to a writ of body attachment;
  - 7. Garnish an individual's wages;
  - 8. Report to credit agencies;
  - 9. Sell an individual's debt to another party, but only after the earlier of a determination of qualification for Charity Care or Financial Assistance or

the 120th day after FCCC provides the patient with the first post-discharge billing statement for the care.

**VI. POLICY AVAILABILITY**

- A. Web Site – FCCC shall make this policy widely available through its website, <http://www.foxchase.org>. The website shall also include a prominent link that allows readers to download a PDF file of this policy, free of charge. FCCC shall provide any individual who asks how to access a copy of this policy online with the URL of this web page.
- B. Paper Copies – FCCC shall make paper copies of this policy available upon request and without charge, both by mail and in its Patient Accounting office, admissions and registration areas, and Emergency Department.
- C. English and Other Languages – FCCC shall make this policy available in English and in the primary languages of any population group with limited English proficiency (LEP). For purposes of this policy, an LEP language group constitutes the lesser of 1,000 individuals or 5 percent of the community served by FCCC. FCCC may rely on the latest data available from the U.S. Census Bureau or use any reasonable method to determine which languages other than English apply.
- D. Contact Information – The Fox Chase Cancer Center Office of Customer Service at is available to provide more information about this policy. The office can be reached at telephone number ((215)707-3511).