

HOSPITAL TO HOME: WORKING COLLABORATIVELY

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Back to School

Hospital to Home: Working Collaboratively An Advocate's Point of View

Presented by:

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The Panel

- Ruth Wilcock, OBIA
- Katie Muirhead, OBIA
- David A. Payne, Thomson Rogers
- Nick Guervich, Ontario Rehab Alliance
- Tammy Kirkwood, FAIR



ONTARIO BRAIN INJURY ASSOCIATION

- **Support provided before and after discharge including:**
 - Linking with local outreach services.
 - Assisting in finding appropriate placement.
 - Providing educational & emotional support.
 - Advocating for funding where there are no insurance funds or they have run out from various agencies including:
 - Ontario Disability Support Program
 - Canada Pension Plan
 - Criminal Compensation Board
 - Worker's Compensation Insurance Benefits



ONTARIO BRAIN INJURY ASSOCIATION

- **Barriers to accessing services:**
 - Live in a small rural community.
 - Lack of understanding with respect to the impact ABI.
 - Lack of education regarding benefits and services available.
 - Apprehension with respect to dealing with lawyers and other professionals.



GUARDIANSHIP

- *Children's' Law Reform Act, R.S.O. 1990 c.C.12*
- Under 18 years old
 - Parents are deemed Guardians of the Person and able to make all decisions relating to health care etc.
 - Parents are not deemed Guardians of Property and are unable to make to make decisions relating to the minor's finances.
- Re-apply for Guardianship under the *Substitute Decisions Act* if the minor is mentally incapable.



GUARDIANSHIP

- *Substitute Decisions Act, S.O. 1992, c.S30*
- Over 18 years old
 - A person is incapable of managing property if the person is not able to understand information that is relevant to making a decision in the management of his or her property or is not able to appreciate the reasonably foreseeable consequences of a decision or lack thereof;
 - Deemed incapable by a Certified Capacity Assessor
- Guardians must be appointed by Court Order.



ONTARIO REHAB ALLIANCE

- Currently advocating for:
 - A fairer MIG including addressing quantum and intervention.
 - Maintenance of the CAT benefit structure.
 - Increase non-CAT med/rehab coverage limits.
 - Provide hospitals with education on auto insurance related issues.
 - Addressing the following barriers to access services:
 - a. Requirement of a signature on an OCF 18.
 - b. Advocating for minimum IE standards.
 - c. Requiring client confirmation of attendance may be discriminating against those with memory issues.



ANTI-FRAUD REFORMS

- Proposed regulatory model would cover multi-disciplinary treatment facilities, regulated health professions in sole practices, assessment facilities and unregulated providers.
 - Licensing – Transparency
 - Business Standards – Accountability

Ontario Auto Insurance Anti-Fraud Task Force Final Report of the Steering Committee, October 2012, Appendix 6
Willie Handler & Associates: Final Report on Regulatory Model for Health Care and Assessment Facilities
in Ontario, September. 27, 2012



ANTI-FRAUD REFORMS

- Licensing Process

- 1-year license renewable upon filing Application Information Return.
- Staged implementation based on annual billings.

- *Facility & Ownership Information*

- Ownership structure (sole proprietor, partnership, incorporation).
- Police background checks for owners covering all jurisdictions lived in over the previous five years.
- Aggregate amount of billings to auto insurers over the past 12 months including other facilities under common ownership.
- Floor plan of the facility showing the location and size of waiting area, location and size of treatment/examination rooms and location and type of diagnostic and therapy equipment (Facility License only).

ANTI-FRAUD REFORMS

- *Designation Regulated Professional Information*
 - Name & contact information, college registration number.
 - A list of hours the professional is on site.
- *Professional Staff Information*
 - List of other FSCO-licensed facilities that each professional staff member is employed with.
 - List of all college disciplinary action taken against professional staff since their college license was issued.
 - Professional staff that conduct insurer examinations must have 5 years of applicable clinical experience.



ANTI-FRAUD REFORMS

- Business Practice Standards
 - Identify the Registered Professional who will be accountable for the facility operations & confirm will be onsite at least 3 days per week.
 - Disclose to FSCO all conflicts of interest in relation to other business interests of the owners and their family members as it relates to insurance, health care and legal/paralegal representation.
 - Cooperate with compliance audits or investigations by a FSCO investigator, law enforcement officer or any other person authorized by FSCO to enforce compliance.



FAIR

- Voice of the injured accident claimants.
- Recent submissions to the Standing Committee
 - Annual disclosure of amounts paid to IME assessors / facilities.
 - Publication of the CPSO findings following the inspection of private health care clinics.
 - Publication of any cautions issued by the CPSO to physicians relating to improper behaviour.





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THANK YOU

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