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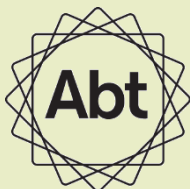
Strengthening Health Outcomes
through the Private Sector

Regulation of Private Health Providers Tools for Improvement

Rich Feeley

Boston University School of Public Health Center for Global Health and Development

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Learning from Developed Countries

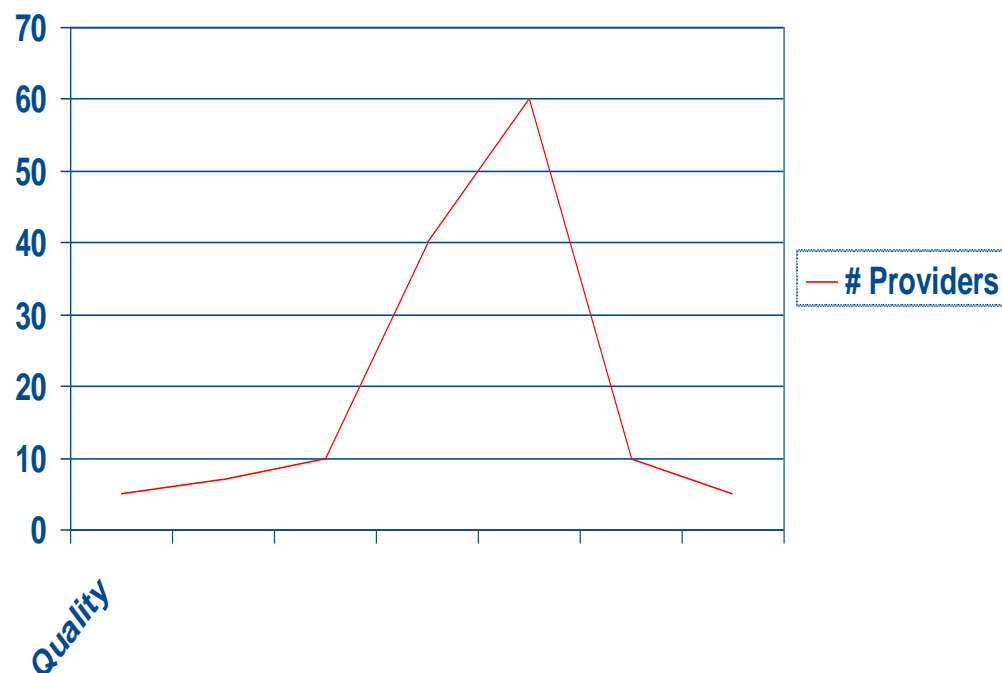
- Licensing Laws Have Only a Limited Impact on Average Quality
 - But they can protect the public
- Consumer Voice is Necessary
 - Consumer Reps in Licensing Process
 - Effective Complaint Mechanism
- Clear but Adjustable Scopes of Practice
 - Facilitate Task Shifting

Learning from Developed Countries

- Enforcement Requires Concerted Effort
- National Standards are Necessary
 - But Recognize Resource Variation
- “Non-licensing” Alternatives May Be More Flexible Weapons
 - Contracts governing provider status
 - Accreditation of specialty and specialty services

Regulation and Quality Distribution

- Regulation can cut the tail off the quality curve, if:
 - Motivated
 - Legally empowered
 - Well Informed
 - Adequate resources
- Not good at shifting the quality curve to the right



And Applying the Lessons Elsewhere?

- Experience from Legal Reform and Regulatory Review in:
 - Vietnam
 - Kenya
 - Zambia
 - Ethiopia
 - Nigeria
 - Russia

Some Reforms are Moving Forward

- Periodic License Renewal
 - The end of the “lifelong” license?
- Continuous Professional Education Requirements
- Accreditation of Targeted Services

BUT MINISTRIES OF HEALTH ARE SLOW TO EVOLVE

- Role for Consumers?
- Can They “Row” and “Steer” at the Same Time?
- Enforcement Mechanisms Inadequate

Diagnostic Tools

Reviewing Laws and Regulations

- Are there Separate Systems for Facilities and Professionals
- Are Facility Standards Outmoded or Irrelevant?
 - Differentiate consulting rooms and facilities
 - If the doctor is licensed, why license his office?
 - If no invasive procedures
 - Do the standards require staffing/facilities that the Ministry of Health does not require of itself?
 - If a supervised pharm tech is adequate in a public facility, why not in private
- Are The Really Important Requirements Clear?
 - Sterilizers and Sterile Technique
 - Basic Patient Records

Diagnostic Tools

Reviewing Laws and Regulations

- Redundant Information Requirements?
 - Accept drug marketing approvals from other jurisdictions?
- Service Specific Accreditation from Licensing?
- How is Scope of Practice Defined?
 - Clear
 - Parallel in public and private settings
 - Linked to training
 - Mechanism to resolve disputes
 - A regulatory council that includes all professions?
- Are There Constraints on High Tech Capacity---
Certificate of Need?
 - The explosion of under-used technology
 - Force public private partnerships?

The Most Basic Tool: Improving Enforcement

- Complaints as an early warning system
 - Cell phones can overcome barriers
 - Inspector access to medical records
- Budgets for inspections
 - Good stewardship may require spending more than license fees
- Consider corruption potential
 - Data systems
 - Clear standards
 - Don't sweat the small stuff
 - Supervision and rotation

The Most Basic Tool: Improving Enforcement

- Avoid multi-step hearing process
 - Public health emergency powers?
- Assure Legal Support
 - Dedicated lawyer for health regulation?
 - Special unit in Ministry of Justice
 - Dealing with the unlicensed
 - Co-ordinate with the local police
- Range of sanctions
 - Fines
 - Suspension



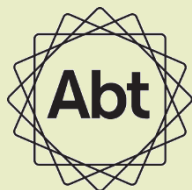
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Rich Feeley, JD
Associate Chair, Academics
Department of International Health
Boston University School of Public Health
ffeeley@bu.edu

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