

Health Industry Alert

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DOJ's New Corporate Compliance Evaluation Guidance

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On April 30, 2019, the Criminal Division of the U.S. Department of Justice (DOJ) issued updated guidance for white-collar prosecutors on evaluating the effectiveness and adequacy of corporate compliance programs (DOJ Compliance Guidance).¹ This new guidance reorganizes, clarifies and adds details to the DOJ Fraud Section's February 2017 guidance addressing compliance program evaluation.² DOJ also seeks to better harmonize and consolidate existing Department standards with this new guidance.

These latest updates from DOJ now apply beyond the Fraud Section to the entire Criminal Division. They also serves as a roadmap for prosecutors, as well as boards of directors, management, compliance officers and legal counsel, in analyzing compliance programs. The guidance emphasizes process—whether a company learns from experience and makes changes and adjustments accordingly. The guidance also emphasizes that an effective compliance program is one that is based on and tailored to appropriate risk assessments as well as regular evaluation and assessment, improvement and testing.

We have prepared this brochure to summarize DOJ's guidance in a checklist format to help you in assessing your compliance program. Please [click here](#) to access the brochure.

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Contact Information

If you have any questions concerning this alert, please contact:

Matthew Edward Wetzel

Senior Counsel
mwetzel@akingump.com
Washington, D.C.
+1 202.887.4221

Taylor Lea Jones

Senior Counsel
tjones@akingump.com
Washington, D.C.
+1 202.887.4278

Marlee P. Gallant

Associate
mgallant@akingump.com
Washington, D.C.
+1 202.887.4252