

To whom it may concern:

Medicare will generally not pay for medical items and services furnished to a beneficiary who was incarcerated or in custody at the time items and services were furnished. In June and July 2013, CMS initiated recoveries from providers and suppliers based on data that indicated a beneficiary was incarcerated or in custody on the date of service. For these recoveries, CMS identified previously paid claims that contained a date of service that partially or fully overlapped a period when a beneficiary was apparently incarcerated based on information from the Social Security Administration (SSA). As a result, a number of overpayments were incorrectly identified. In some cases demand letters were released with appeals instructions, and, in many cases collections of overpayments were made by CMS.

However, CMS later learned that the information was, in some cases, incomplete for purposes of collection and CMS is issuing refunds on the collections made on the erroneous overpayments.

The resolution of this situation required a series of complex actions including the restoration of the original data on the Medicare Enrollment Data Base, the identification of the overpayments that needed to be refunded, and the creation of claims processing system utilities to effectuate the necessary changes. CMS developed an automated process to identify and reprocess the claims that were denied in error; providers are not required to resubmit claims.

Because of the timing of reprocessing these claims and the complexities of the impacted financial systems, it is possible the remittance advice for the reprocessed claims will not match the actual amount paid. CMS is therefore suppressing the remittance advices and Medicare Summary Notices for these reprocessed claims.

Attached is a listing for providers to use to assist in identifying the claims reprocessed and amounts paid or refunded on these claims. The listing provides claim level details. In some cases, the claim repayment amount or refund amount may include the overcollection of accrued interest that was assessed incorrectly on the original claim overpayment. Therefore, a refund is due on both the original overpayment and any interest accruals made on the erroneous overpayment.

Please note that the claim repayment amount or refund amount in the listing is subject to normal CMS processing. In other words, the claim repayment amount when processed by CMS may offset or recoup against any outstanding overpayment that may currently exist.

Descriptors for each field are included in the spreadsheet.

Please note that this listing does not include any claims that are in appeal status. Appeals will be handled via normal processes. In addition, there are certain circumstances where additional intervention may be needed on individual claims; those claims will be handled at a later date.

If you disagree with the claim repayment amount or refund amount in the spreadsheet and wish to file an appeal, you should file a request for redetermination with:

Medicare Part B  
Attn: Overpayment Redeterminations  
PO Box 6785  
Fargo, ND 58108-6785

Please include a copy of this letter with your request. You have 120 days from the date of receipt of this letter in which to file your appeal. For additional information on how to file an appeal, please refer to the following link:  
<http://www.cms.gov/Medicare/Appeals-and-Grievances/OrgMedFFSAppeals/RedeterminationbyaMedicareContractor.html>

Questions should be directed to Noridian Provider Contact Center.

Sincerely,

Medicare Part B  
Recovery Unit