

November 3, 2022

ATTENTION TEACHING HOSPITALS:

**NOTIFICATION REGARDING SUBMISSION DEADLINE FOR PHASE 2
REVIEWS OF NON-REOPENABLE COST REPORTS UNDER SECTION 131 OF
THE CONSOLIDATED APPROPRIATIONS ACT (CAA), 2021.**

On March 8, 2022, CMS posted on its direct GME website a guidance document called “Section 131 of the CAA: Guidance on Teaching Hospitals’ Eligibility for Direct GME Resets” (<https://www.cms.gov/files/document/guidance-teaching-hospitals-eligibility-direct-gme-resets.pdf>). CMS has divided the review process under section 131 into two phases. The focus of the document posted on March 8, 2022 was to provide guidance to hospitals under Phase 1; that is, to hospitals that wished to dispute Per Resident Amounts (PRAs) or resident caps as shown in the Hospital Cost Report Information System (HCRIS) associated with cost reports that, as of July 1, 2022, were *open or reopenable cost reports, or cost reports not included in HCRIS*. We instructed such hospitals to submit reviews requests to their Medicare Administrative Contractors (MACs) for a one-time review no later than July 1, 2022. ***This document provides notice and guidance under Phase 2; that is, regarding the deadline for submission of review requests for hospitals that wish to dispute PRAs or resident caps in HCRIS associated with cost reports that, as of July 1, 2022, were not reopenable.***

Deadline for Phase 2 Submission – Receipt by MAC by **NOVEMBER 18, 2022**

To qualify for review under Phase 2 of the section 131 reviews, a hospital must submit electronically a request to be *received* by its MAC *no later than* **NOVEMBER 18, 2022**.

In its electronic submission, the hospital must:

- have complete documentation in support of the hospital’s assertion that the FTE amounts and/or PRAs reported in the HCRIS posting are incorrect (see <https://www.govinfo.gov/content/pkg/FR-2021-12-27/pdf/2021-27523.pdf> pages 73464-5 for documentation requirements).
- state the fiscal year begin and end dates and the Notice of Program Reimbursement (NPR) date of the cost report(s) it believes are incorrect to show that the cost report(s) under dispute was beyond the 3-year reopening period as of July 1, 2022.

MACs will begin Phase 2 reviews after **November 18, 2022**. A hospital may contact its MAC with additional questions.