

CMS Manual System	Department of Health & Human Services (DHHS)
Pub 100-06 Medicare Financial Management	Centers for Medicare & Medicaid Services (CMS)
Transmittal 217	Date: January 11, 2013
	Change Request 8201

SUBJECT: Notice of New Interest Rate for Medicare Overpayments and Underpayments -2nd qtr Notification for FY 2013

I. SUMMARY OF CHANGES: Medicare Regulation 42 CFR Section 405.378 provides for the charging and payment of interest on overpayments and underpayments to Medicare providers. The Secretary of Treasury certifies an interest rate quarterly. Treasury utilizes the most comprehensive data available on consumer interest rates to determine the certified rate. Interest is assessed on delinquent debts in order to protect the Medicare Trust Funds. The attached Recurring Update Notification applies to Chapter 3, Section 10.

EFFECTIVE DATE: January 17, 2013

IMPLEMENTATION DATE: January 17, 2013

Disclaimer for manual changes only: The revision date and transmittal number apply only to red italicized material. Any other material was previously published and remains unchanged. However, if this revision contains a table of contents, you will receive the new/revised information only, and not the entire table of contents.

II. CHANGES IN MANUAL INSTRUCTIONS: (N/A if manual is not updated)

R=REVISED, N=NEW, D=DELETED-Only One Per Row.

R/N/D	CHAPTER / SECTION / SUBSECTION / TITLE
N/A	

III. FUNDING:

For Fiscal Intermediaries (FIs), Regional Home Health Intermediaries (RHHIs) and/or Carriers:

No additional funding will be provided by CMS; Contractors activities are to be carried out with their operating budgets

For Medicare Administrative Contractors (MACs):

The Medicare Administrative contractor is hereby advised that this constitutes technical direction as defined in your contract. CMS does not construe this as a change to the MAC statement of Work. The contractor is not obliged to incur costs in excess of the amounts allotted in your contract unless and until specifically authorized by the Contracting Officer. If the contractor considers anything provided, as described above, to be outside the current scope of work, the contractor shall withhold performance on the part(s) in question and immediately notify the Contracting Officer, in writing or by e-mail, and request formal directions regarding continued performance requirements.

IV. ATTACHMENTS:

Recurring Update Notification

**Unless otherwise specified, the effective date is the date of service.*

Attachment - Recurring Update Notification

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EFFECTIVE DATE: January 17, 2013

IMPLEMENTATION DATE: January 17, 2013

I. GENERAL INFORMATION

A. Background: Medicare Regulation 42 CFR section 405.378 provides for the assessment of interest at the higher of the current value of funds rate (one percent for calendar year 2013) or the private consumer rate as fixed by the Department of the Treasury.

B. Policy: The Department of the Treasury has notified the Department of Health and Human Services that the private consumer rate has been changed to **10.625 percent**.

II. BUSINESS REQUIREMENTS TABLE

Use "Shall" to denote a mandatory requirement.

Number	Requirement	Responsibility											
		A/B MAC		D M E	F I	C A R R I E R	R H I	Shared-System Maintainers				Other	
		P a r t A	P a r t B					F I S S	M C S	V M S	C W F		
8201.1	The Medicare contractors shall implement an interest rate of 10.625 percent effective January 17, 2013 for Medicare overpayments and underpayments.	X	X	X	X	X	X						

III. PROVIDER EDUCATION TABLE

Number	Requirement	Responsibility						
		A/B MAC		D M E	F I	C A R R I E R	R H I	Other
		P a r t A	P a r t B					
	None							

IV. SUPPORTING INFORMATION

Section A: Recommendations and supporting information associated with listed requirements:

Use "Should" to denote a recommendation.

X-Ref Requirement Number	Recommendations or other supporting information:
	<p>July 21, 2010 – October 21, 2010</p> <p>11.00%</p> <p>October 22, 2010 – January 23, 2011</p> <p>10.75%</p> <p>January 24, 2011 – April 18, 2011</p> <p>11.25%</p> <p>April 19, 2011 – July 17, 2011</p> <p>11.00%</p> <p>July 18, 2011 --- October 18, 2011</p> <p>11.50%</p> <p>October 19, 2011 ---October 19, 2011</p> <p>10.78%</p> <p>October 20, 2011----January 18, 2012</p> <p>10.875%</p> <p>January 19, 2012 --- April 17, 2012</p> <p>10.50%</p> <p>April 18, 2012 --- July 17, 2012</p> <p>10.875%</p> <p>July 18, 2012 ---- October 17, 2012</p> <p>11.00%</p> <p>October 18, 2012--- Janaury 16, 2013</p> <p>10.375%</p> <p>January 17, 2013---</p> <p>10.625%</p>

X-Ref Requirement Number	Recommendations or other supporting information:

Section B: All other recommendations and supporting information:

V. CONTACTS

Pre-Implementation Contact(s): Monica Potee, 410-786-4297 or monica.potee@cms.hhs.gov

Post-Implementation Contact(s): Contact your Contracting Officer's Representative (COR) or Contractor Manager, as applicable.

VI. FUNDING

Section A: For Fiscal Intermediaries (FIs), Regional Home Health Intermediaries (RHHIs), and/or Carriers:

No additional funding will be provided by CMS; Contractors activities are to be carried out with their operating budgets

Section B: For Medicare Administrative Contractors (MACs):

The Medicare Administrative Contractor is hereby advised that this constitutes technical direction as defined in your contract. CMS do not construe this as a change to the MAC Statement of Work. The contractor is not obligated to incur costs in excess of the amounts allotted in your contract unless and until specifically authorized by the Contracting Officer. If the contractor considers anything provided, as described above, to be outside the current scope of work, the contractor shall withhold performance on the part(s) in question and immediately notify the Contracting Officer, in writing or by e-mail, and request formal directions regarding continued performance requirements.

Attachment

ATTACHMENT

X-Ref Requirement Number	Recommendations or other supporting information:
xxxx.1	This reaffirms interest rates for prior periods:
Period	Interest Rate
February 7, 2001 – April 25, 2001	14.125%
April 26, 2001 - August 6, 2001	13.75%
August 7, 2001 – October 30, 2001	13.25%
October 31, 2001 – January 31, 2002	13.25%
February 1, 2002 – May 7, 2002	12.625%
May 8, 2002 – August 7, 2002	11.75%
August 8, 2002 – November 18, 2002	12.625%
November 19, 2002 – February 10, 2003	11.25%
February 11, 2003 – April 27, 2003	10.75%
April 28, 2003 – August 10, 2003	11.625%
August 11, 2003 – November 2, 2003	12.125%
November 3, 2003 –February 3, 2004	12.00%
February 4, 2004 – May 6, 2004	12.00%
May 7, 2004 – August 8, 2004	11.875%
August 9, 2004 – November 11, 2004	11.75%
November 12, 2004 – February 7, 2005	12.00%
February 8, 2005 – April 24, 2005	11.875%
April 25, 2005 – July 21, 2005	12.00%
July 22, 2005 – November 2, 2005	12.00%
November 3, 2005 – January 24, 2006	12.25%
January 25, 2006 – April 23, 2006	11.875%
April 24, 2006 – July 18, 2006	12.125%
July 19, 2006 – October 17, 2006	12.625%
October 18, 2006 – January 18, 2007	12.375%
January 19, 2007 – April 19, 2007	12.5%
April 20, 2007 – July 19, 2007	12.375%
July 20, 2007 – October 18, 2007	12.625%
October 19, 2007 – January 17, 2008	12.5%
January 18, 2008 – April 17, 2008	12.125%
April 18, 2008 – July 23, 2008	11.375%
July 24, 2008 – October 21, 2008	11.125%
October 22, 2008 – January 22, 2009	11.375%
January 23, 2009 – April 15, 2009	11.375%
April 16, 2009 – July 16, 2009	11.00%
July 17, 2009 – October 21, 2009	11.25%
October 22, 2009 – January 24, 2010	10.875%
January 25, 2010 – April 22, 2010	11.25%
April 23, 2010 – July 20, 2010	10.875%

X-Ref Requirement Number	Recommendations or other supporting information:
July 21, 2010 – October 21, 2010	11.00%
October 22, 2010 – January 23, 2011	10.75%
January 24, 2011 – April 18, 2011	11.25%
April 19, 2011 – July 17, 2011	11.00%
July 18, 2011 --- October 18, 2011	11.50%
October 19, 2011 ---October 19, 2011	10.78%
October 20, 2011----January 18, 2012	10.875%
January 19, 2012 --- April 17, 2012	10.50%
April 18, 2012 --- July 17, 2012	10.875%
July 18, 2012 ---- October 17, 2012	11.00%
October 18, 2012 ---- January 16, 2013	10.375%
January 17, 2013 ---	10.625%