



Related MLN Matters Article #: MM5554 **Revised**

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Related CR #: 5554

Modification to the Model Medicare Redetermination Notice (MRN) (for partly or fully unfavorable redeterminations) and the Administrative Law Judge (ALJ) Filing Locations Where the Place of Service Was in Delaware, Kentucky, Puerto Rico, Virginia, and/or the US Virgin Islands

Key Words

MM5554, CR5554, R1229CP, MRN, ALJ, Delaware, Kentucky, Puerto Rico, Virginia, Virgin Islands

Provider Types Affected

Physicians, suppliers, and providers who submit claims to Fiscal Intermediaries (FIs), carriers, Part A/B Medicare Administrative Contractors (A/B MACs), DME Medicare Administrative Contractors (DME MACs), or Regional Home Health Intermediaries (RHHIs)

Note: MLN Matters article MM5554 was revised on February 15, 2008, to add a reference to MM5836 (<http://www.cms.hhs.gov/MLNMattersArticles/downloads/mm5836.pdf>), which was effective January 1, 2008. MM5836 modified the Reconsideration Request Form that is included with the model Medicare Redetermination Notice (for partly or fully unfavorable redeterminations) to clarify the minimum set of elements (items 1, 2a, 6, 7, 11 & 12) on the form that providers must complete in order for the request to be considered valid for reconsideration.

Key Points

- The effective date of the instruction is July 2, 2007.
- The implementation date is July 2, 2007.
- The Centers for Medicare & Medicaid Services issued Change Request (CR) 5554 in order to modify the Reconsideration Request Form (included with the MRN) and to amend the ALJ filing locations.
- Attached to this CR are three documents that assist with the appeals process:
 - A sample form letter titled: Medicare Appeal Decision,

- A paper that provides information regarding the provider's appeal rights ("Important Information About Your Appeal Rights"), and
- A modified **Reconsideration Request Form** with revised directions for completing the form.
- The revised filing locations for sending documentation for requesting ALJ hearings are as follows:
 - Cleveland, Ohio is the filing location for services rendered in Delaware and Kentucky,
 - Arlington, Virginia is the filing location for services rendered in Virginia, and
 - Miami, Florida is the filing location for services rendered in Puerto Rico and the US Virgin Islands.
- The table in the Background Section of MLN article MM5554 lists the addresses of all filing locations along with the place of service.

Clarifications on Documentation for Reconsideration

- Providers and suppliers do not need to resubmit documentation when requesting a Qualified Independent Contractor (QIC) reconsideration, if the documentation was previously submitted as part of the redetermination process.
- This documentation is forwarded to the QIC as part of the case file utilized in the reconsideration process.
- Providers need to make certain that any additional evidence is submitted prior to the reconsideration decision.
- If all additional evidence is not submitted prior to issuance of the reconsideration decision, the provider will not be able to submit any new evidence to the ALJ or further appeal unless they can demonstrate good cause for withholding the evidence from the QIC.

Important Links

The related MLN Matters article can be found at

<http://www.cms.hhs.gov/MLNMattersArticles/downloads/MM5554.pdf> on the CMS website.

The official instruction (CR5554) regarding this change may be viewed at

<http://www.cms.hhs.gov/Transmittals/downloads/R1229CP.pdf> on the CMS website.

If providers have questions, they may contact their Medicare contractor at their toll-free number, which may be found at <http://www.cms.hhs.gov/MLNProducts/downloads/CallCenterTollNumDirectory.zip> on the CMS website.