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CMS Updates Section 111 Mandatory Reporting Compliance Timeline

In the MMSEA Section 111 Medicare Secondary Payer Mandatory Reporting User Guide (User Guide), dated February 22, 2010, CMS updates the timeline for file submissions. Specifically, CMS states on page 6 of the User Guide as follows:

- RREs may commence production Claim Input File reporting prior to January 1, 2011, as soon as testing is completed and their RRE ID has been moved to a production status.
- RREs are required to report TPOC Amounts with TPOC Dates October 1, 2010, and subsequent according to the interim reporting thresholds specified in Section 11.4. TPOCs with earlier TPOC Dates will be accepted.
- RREs are required to report claims on which ongoing responsibility for medicals (ORM) exist as of January 1, 2010, and subsequent regardless of the date of an initial acceptance of payment responsibility. Earlier reports of ORM will be accepted.

CMS defines ongoing responsibility for medicals (ORM) as the RRE's responsibility to pay on an ongoing basis for a Medicare beneficiary's medical expenditures associated with the claim. Total payment obligation to the claimant (TPOC) refers to the dollar amount of a settlement, judgment, award, or other payment in addition to/apart from ORM. It is important to note that the TPOC date as defined by CMS is the date the obligation is signed if there is a written agreement or the date of court approval if it is required. If there is no written agreement, it is the date payment is issued.

The CMS User Guide can be located at https://www.cms.hhs.gov/MandatoryInsRep/03_Liability_Self_No_Fault_Insurance_and_Workers_Compensation.asp#TopOfPage. For further information, please contact Bridget Langer Smith at 412-392-5624.

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