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State/Territory: IOWA

Citation

42 CFR 455.12

AT-78-90

48 FR 3742

52 FR 48817

4.5 Medicaid Agency Fraud Detection and Investigation
Program

The Medicaid agency has established and will maintain methods, criteria, and procedures that meet all requirements of 42 CFR 455.13 through 455.21 and 455.23 for prevention and control of program fraud and abuse.

TN No. MS-88-22

Supersedes

TN No. MS-83-7

Approval Date 1/13/89

Effective Date 10-1-88

HCFA ID: 1010P/0012P

Revision: HCFA-PM-99-3 (CMSO)
JUNE 1999
State/Territory: Iowa

Citation4.5 Medicaid Agency Fraud Detection and Investigation Program

Section 1902(a)(64) of
the Social Security Act
P.L. 105-33

The Medicaid agency has established a mechanism to receive reports from beneficiaries and others and compile data concerning alleged instances of waste, fraud, and abuse relating to the operation of this title.

TN No. MS-01-7

Supersedes

TN No. None

Approval Date MAR 15 2001 Effective Date JAN 01 2001

State/Territory: IOWA

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

4.5 Medicaid Recovery Audit Contractor Program

<u>Citation</u> Section 1902(a)(42)(B)(i) of the Social Security Act	<p><u> </u> The State has established a program under which it will contract with one or more recovery audit contractors (RACs) for the purpose of identifying underpayments and overpayments of Medicaid claims under the State plan and under any waiver of the State plan.</p>
	<p><u> x </u> The State is seeking an exception to establishing such program for the following reasons:</p> <p>Pursuant to 42 CFR § 455.516, the state seeks an exception to 42 CFR § 455.502, which requires the state to establish a RAC program. The exception is requested because the state is unlikely to procure a RAC vendor.</p>
Section 1902 (a)(42)(B)(ii)(I) of the Act	<p>The percentage of enrollees in the fee-for-service delivery system is typically between 5-10%. Under the state's predominately managed care delivery system, there is not sufficient fee-for-service claims volume to attract a RAC contractor.</p> <p><u> </u> The State/Medicaid agency has contracts of the types(s) listed in section 1902(a)(42)(B)(ii)(I) of the Act. All contracts meet the requirements of the statute. RACs are consistent with the statute.</p>
Section 1902 (a)(42)(B)(ii)(II)(aa) of the Act	<p>Place a check mark to provide assurance of the following:</p> <p><u> </u> The State will make payments to the RAC(s) only from amounts recovered.</p> <p><u> </u> The State will make payments to the RAC(s) on a contingent basis for collecting overpayments.</p>
	<p>The following payments methodology shall be used to determine State payments to Medicaid RACs for identification and recovery of overpayments (e.g., the percentage of the contingency fee):</p> <p><u> </u> The State attests that the contingency fee rate paid to the Medicaid RAC will not exceed the highest rate paid to Medicare RACs, as published in the Federal Register.</p> <p><u> </u> The State attests that the contingency fee rate paid to the Medicaid RAC will exceed the highest rate paid to Medicare RACs, as published in</p>

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State/Territory: IOWA

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

4.5 Medicaid Recovery Audit Contractor Program (cont'd)

Section 1902 (a)(42)(B)(ii)(II)(bb) of the Act	<p>___ The contingency fee rate paid to the Medicaid RAC that will exceed the highest rate paid to Medicare RACs, as published in the Federal Register. The State will submit a justification for that rate and will submit for FFP for the full amount of the contingency fee.</p> <p>___ The following payment methodology shall be used to determine State payments to Medicaid RACs for the identification of underpayments (e.g., amount of flat fee, the percentage of the contingency fee):</p>
Section 1902 (a)(42)(B)(ii)(III) of the Act	<p>___ The State has an adequate appeal process in place for entities to appeal any adverse determination made by the Medicaid RAC(s).</p>
Section 1902 (a)(42)(B)(ii)(IV)(aa) of the Act	<p>___ The State assures that the amounts expended by the State to carry out the program will be amounts expended as necessary for the proper and efficient administration of the State plan or a waiver of the plan.</p>
Section 1902 (a)(42)(B)(ii)(IV)(bb) of the Act	<p>___ The State assures that the recovered amounts will be subject to a State's quarterly expenditure estimates and funding of the State's share.</p>
Section 1902 (a)(42)(B)(ii)(IV)(cc) of the Act	<p>___ Efforts of the Medicaid RAC(s) will be coordinated with other contractors or entities performing audits of entities receiving payments under the State plan or waiver in the State, and/or State and Federal law enforcement entities and the CMS Medicaid Integrity Program.</p>

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