

CMS DELAYS IMPLEMENTATION OF SECTION 111 MANDATORY REPORTING TO JANUARY 1, 2011

The Centers for Medicare and Medicaid Services (CMS) has announced a delay in the implementation of Section 111 Mandatory Reporting for Non-Group Healthcare Providers (NGHP), otherwise known as Liability Insurance (including Self-Insurance), No-Fault Insurance, and Workers' Compensation plans, from April 1, 2010 to January 1, 2011. According to the CMS statement (see below), the testing period which was to have ended March 31, 2010, will now be extended to the end of 2010.

Nonetheless, CMS further states that Responsible Reporting Entities (RREs) which have completed their testing may proceed with reporting of files prior to January 1, 2011. This statement from CMS also does not change the reportable claims which remain as follows:

- *All individuals who are Medicare eligible and have received a settlement, judgment, award or other payment since January 1, 2010; or*
- *All individuals for whom an RRE has assumed ongoing responsibility for medical payments (ORM) since July 1, 2009.*

What should you be doing now?

MedAllocators encourages our clients and prospects to continue to collect the necessary information to allow for Medallocators via COBC query to determine a claimant's Medicare eligibility and, on reportable claims, to obtain data that will be required to be reported to Medicare during the clients required submission period. By doing this our clients and prospects will be able to settle their Medicare eligible claims appropriately and confidently.

MedAllocators will also continue the testing process on behalf of our clients in order to ensure timely compliance with CMS guidelines. CMS advised an updated NGHP User Guide and Alerts will be released the week of February 22. MedAllocators will continue to provide you with any new and relevant information from CMS including an electronic copy of the User's Guide upon its release.

If you have any questions, please contact MedAllocators' Section 111 Project Director, Hal Brooks, at (678) 993-3312.

See CMS Statement below...

CMS Statement:

February 16, 2010

CMS advises all NGHP RREs that the date for first production NGHP Input Files is changed from April 1, 2010 to January 1, 2011, effective immediately.

- NGHP File data exchange testing will continue. All NGHP RREs should now be registered with the COBC, and either in or preparing for file testing status. NGHP file data exchange testing may continue during 2010, as needed.
- All NGHP file data exchange testing will be completed by December 31, 2010. NGHP RREs that have completed file data exchange testing at any time are encouraged to proceed to production file data exchange status.

During the week of February 22, on this Website CMS will post the next version of the "Section 111 NGHP User Guide" and a number of Alerts relating to particular NGHP policy issues.

Also during the week of February 22, on this Website CMS will post an alert for NGHP RREs describing the steps those RREs can take to assure their ongoing compliance with the Section 111 reporting requirements.