

DEPARTMENT OF HEALTH & HUMAN
SERVICES
Centers for Medicare & Medicaid Services
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CENTER FOR MEDICARE

DATE: January 17, 2024

TO: All Medicare Advantage Organizations, Prescription Drug Plans, Cost Plans, PACE Organizations, and Demonstrations

FROM: Jennifer R. Shapiro, Director, Medicare Plan Payment Group

SUBJECT: Rerun of Payment Year (PY) 2019 for Purposes of Payment Recovery

The purpose of this memo is to notify all Medicare Advantage (MA) organizations and other entities that submit risk adjustment data that CMS intends to rerun risk scores for payment year (PY) 2019 for payment recovery during calendar year (CY) 2025. Section 1128J(d) of the Social Security Act requires that overpayments received under title XVIII or XIX to which an entity is not entitled must be reported and returned no later than 60 days after it was identified by the entity. Once an MA organization has identified that incorrect diagnosis data were submitted, the MA organization is responsible for deleting the incorrect diagnosis data through the established submission process for the Risk Adjustment Processing System (RAPS) and/or the Encounter Data Processing System (EDPS) (42 CFR 422.310(d)(2)). **The obligation to delete incorrect diagnosis data applies regardless of whether the MA organization identifies the incorrect diagnosis data prior to the risk adjustment deadline (open period deletes) or after (closed period deletes).**

The April 15, 2022, HPMS memo, *Reminder of Existing Obligation to Submit Accurate Risk Adjustment Data*, reminds all MA organizations that submit risk adjustment data under 42 CFR 422.310 of their existing statutory, regulatory, and contractual obligations to submit accurate risk adjustment data and correct their risk adjustment data based on their best knowledge, information, and belief. The memo also noted that CMS intends to schedule reruns and adjust payments based on closed period deletes.

This rerun will include deletes from RAPS and EDPS. MA organizations should review the March 15, 2024 HPMS memo, *Support for Use of Encounter Data in Overpayment Reruns*, and the May 21, 2024 HPMS memo, *Follow Up to May 1, 2024 "Use of Encounter Data in Overpayment Reruns" User Group for All Organizations Who Submit Risk Adjustment Data*, for guidance related to encounter data deletes.

In addition, MA organizations should review the September 28, 2022 HPMS memo, *Encounter Data Software Release Updates: 2022 Quarter 3 Release*, which informs plans to resubmit Chart

Review Record (CRR)-Deletes if they believe the CRR-Deletes were rejected because they would not pass the subset of EDPS edits discussed in the memo.

The deadline to submit all PY 2019 (2018 dates of service) deletions for this rerun is **8:00 PM ET, Friday, February 28, 2025**. However, this rerun does not affect an organization's continued obligation to report and return overpayments within 60 days of identification of the overpayments.

You do not need to report overpayments to the Risk Adjustment Overpayment Reporting (RAOR) module in HPMS related to this rerun for active contracts in which data has been or will be submitted to RAPS and/or EDPS prior to the overpayment submission deadline above.

For questions relating to this memo, please email the Risk Adjustment Policy mailbox at riskadjustmentpolicy@cms.hhs.gov and specify "Rerun of Payment Year (PY) 2019 for Purposes of Payment Recovery" in the subject line.