



Revision:

State/Territory: Maryland

**SECTION 4 - GENERAL PROGRAM ADMINISTRATION**

**4.5 Medicaid Recovery Audit Contractor Program**

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|   | <p><input type="checkbox"/> 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>Section 1902 (a)(42)(B)(ii)(II)(bb) of the Act</p> | <p><input checked="" type="checkbox"/> 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> <p>Contingency fee not to exceed the highest rate paid to Medicare RACs, as published in the Federal Register.</p> |
| <p>Section 1902 (a)(42)(B)(ii)(III) of the Act</p>    | <p><input checked="" type="checkbox"/> The State has an adequate appeal process in place for entities to appeal any adverse determination made by the Medicaid RAC(s).</p>   |
| <p>Section 1902 (a)(42)(B)(ii)(IV)(aa) of the Act</p> | <p><input checked="" type="checkbox"/> 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 waiver of the plan.</p>  |
| <p>Section 1902 (a)(42)(B)(ii)(IV)(bb) of the Act</p> | <p><input checked="" type="checkbox"/> 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>   |
| <p>Section 1902 (a)(42)(B)(ii)(IV)(cc) of the Act</p> | <p><input checked="" type="checkbox"/> 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>   |