

CLAIMS ADJUSTMENTS AND RECOUPMENTS

SECTION	SUBJECT
1	GENERAL
	1.0. Scope
	2.0. The Federal Claims Collection Act (FCCA) (31 U.s.c. 3701 et seq.)
	3.0. The Federal Medical Care Recovery Act (FMCRA) (42 U.S.C. 2651-2653)
	4.0. Application
	5.0. Error Correction
	6.0. Time Limitations On Requests For Adjustments
	7.0. Voluntarily Returned Or Refunded Payments
2	UNDERPAYMENTS
	1.0. Causes Of Underpayments
	2.0. Procedures For Disposition Of Underpayment Cases
	3.0. Disposition Of Non-Receipt Of Payment Reports
3	OVERPAYMENTS RECOVERY - FINANCIALLY UNDERWRITTEN FUNDS
	1.0. Causes Of Overpayments
	2.0. Determination Of Liability For Overpayment
	3.0. Provider Overpayments
	4.0. Beneficiary Liable
	5.0. Overpaid Party Is Deceased
	6.0. Good Faith Payment
	7.0. Overpayments Resulting From Alleged Misinformation
	8.0. Denial Of Benefits Previously Provided
	9.0. Double Coverage Situations - Primary Health Insurance Plan Liable
	10.0. Third Party Recoveries
	11.0. Recoupment of Overpayments
	12.0. Overpayments Recovery
	13.0. Offset Procedures
	14.0. Refund Requests
	15.0. Contractor Responses To Debtors
	16.0. Beneficiary Installment Refunds
	17.0. Installment Delinquencies
	18.0. Recoupment Action And The Appeals Process
	19.0. Offset Recoupment/Partial Payment
	20.0. Requests For Relief Of Indebtedness
	21.0. Administrative Review Of Indebtedness
	22.0. Suspicion Of Fraud
	23.0. Bankruptcy
	24.0. Reporting Offsets, Partial Refunds And Recoupments
	25.0. Interest, Penalties And Administrative Costs
	26.0. Recoupment Of Hospice Overpayments

SECTION	SUBJECT
4	OVERPAYMENTS RECOVERY - NON-FINANCIALLY UNDERWRITTEN FUNDS
	1.0. Causes Of Overpayments
	2.0. Determination Of Liability For Overpayment
	3.0. Provider Liable
	4.0. Beneficiary Liable
	5.0. Overpaid Party Is Deceased
	6.0. Good Faith Payment
	7.0. Overpayments Resulting From Alleged Misinformation
	8.0. Denial Of Benefits Previously Provided
	9.0. Double Coverage Situations - Primary Health Insurance Plan Liable
	10.0. Third Party Recoveries
	11.0. Procedures For Recoupment Of Overpayments
	12.0. Erroneous Payments Resulting From Incorrect Assessment Of The Deductible
	13.0. Overpayments Totaling Less Than \$110
	14.0. Overpayments Totaling \$110 Or More
	15.0. Other Than Participating Provider
	16.0. Participating Provider
	17.0. Bankruptcy
	18.0. Processing Claims When The Primary Insurer Is Bankrupt Or In Receivership
	19.0. Case Referrals
	20.0. State Or Local Government Debts
	21.0. Offset Requests From TMA Components
	22.0. Offset Requests From Other Agencies
	23.0. Information To Be Included In Refund Requests
	24.0. Contractor Responses To Debtors
	25.0. Installment Refunds
	26.0. Recoupment Action And The Appeals Process
	27.0. Offset Recoupment/Partial Payment
	28.0. Requests For Relief Of Indebtedness
	29.0. Administrative Review Of Indebtedness
	30.0. Suspicion Of Fraud
	31.0. Reporting Requirements
	32.0. Contractor Transitions
	33.0. Interest, Penalties And Administrative Costs
5	THIRD PARTY RECOVERY CLAIMS
	1.0. Government's Right to Recover Medical Costs
	2.0. Definitions
	3.0. Department Of Defense Policy
	4.0. Responsibility For Recovery
	5.0. Contractor Responsibility
	6.0. Coordination Of Benefits - Personal Injury Protection And Other Coverage
	7.0. Beneficiary Responsibility
	8.0. Reporting Requirements

TRICARE OPERATIONS MANUAL 6010.51-M, AUGUST 1, 2002
CHAPTER 11 - CLAIMS ADJUSTMENTS AND RECOUPMENTS

SECTION	SUBJECT
ADDENDUM A	FIGURES
FIGURE 11-A-1	Sample Letter To Beneficiary Regarding Overpayment (Recoupment) (Financially Underwritten Funds Involved)
FIGURE 11-A-2	Illustration Of DD Form 2527 - "Statement Of Personal Injury - Possible Third Party Liability"
FIGURE 11-A-3	Sample Liability Questionnaire Transmittal Letter
FIGURE 11-A-4	Sample Transmittal Letter To Government Claims Officer
FIGURE 11-A-5	Sample Letter To Beneficiary Regarding Overpayment (Recoupment) (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-6	Sample Letter To Provider Regarding Overpayment (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-7	Sample Letter to Beneficiary Or Provider Advising Of Offset (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-8	<i>Sample Letter To Beneficiary Advising Provider Responsible For Overpayment (Non-Financially Underwritten Funds Involved)</i>
FIGURE 11-A-9	Sample Follow-Up Letter to Beneficiary (Account Balance Less Than \$600) If No Response To Refund Request Within 30 Days (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-10	Sample Follow-Up Letter To Beneficiary (Account Balance \$600 Or More) If No Response To Refund Request Within 30 Days (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-11	Sample Follow-Up Letter To Provider (Account Balance Less than \$600) If No Response To Refund Request Within 30 Days (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-12	Sample Follow-Up Letter To Provider (Account Balance \$600 Or More) If No Response To Refund Request Within 30 Days (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-13	Promissory Note In Repayment Of Pre-Existing Debt (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-14	Cover Sheet - Case Recoupment
FIGURE 11-A-15	Codes To Be Used When Completing The Cover Sheets (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-16	Delinquency Notice (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-17	Sample Final Demand Letter (Account Balance \$600 Or More) If No Response To Refund Request Within 90 Days (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-18	<i>Sample Amortization Schedule</i>
FIGURE 11-A-19	Letter To Beneficiary Whose Claim Was Offset Against Debt Owed By Participating Provider (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-20	Letter Establishing Installment Payment Agreement When The Debt Does Not Exceed \$600.00 (Non-Financially Underwritten Funds Involved)

TRICARE OPERATIONS MANUAL 6010.51-M, AUGUST 1, 2002
CHAPTER 11 - CLAIMS ADJUSTMENTS AND RECOUPMENTS

SECTION	SUBJECT
FIGURE 11-A-21	Sample Calculation And Application Of Interest (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-22	Sample Payment Acknowledgment (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-23	Financial Statement Of Debtor, Form OBD-500 (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-24	Letter Establishing Installment Repayment Agreement When Debt Exceeds \$600.00 (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-25	Financial Affidavit Transmittal Letter (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-26	Letter Advising Debtor That His Account Has Been Referred To TMA (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-27	Provider's Power Of Attorney And Agreement (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-28	Sample Letter To Provider (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-29	Beneficiary's Power Of Attorney And Agreement (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-30	Sample Letter to Beneficiary (Non-Financially Underwritten Funds Involved)
FIGURE 11-A-31	Biannual Report Of Claims Paid By TRICARE As Primary Insurer Due To OHI Bankruptcy/Insolvency
FIGURE 11-A-32	Provider Bankruptcy Worksheet
FIGURE 11-A-33	<i>Sample Contractor Bankruptcy Notice Cover Sheet</i>
FIGURE 11-A-34	Referral To Recoupment Division, TMA (use of this form is not mandatory)

ADDENDUM B LISTING OF GOVERNMENT CLAIMS OFFICES

- 1.0. Uniformed Services
- 2.0. TRICARE Overseas Claims