

40.5.3 - Final Reconsideration Determinations

(Rev. 117, Issued: 08-08-14, Effective: 08-08-14, Implementation: 08-08-14)

The hearing officer's decision is final unless the CMS Administrator, within 30 days of the hearing officer's decision, chooses to review that decision. The CMS Administrator may accept, reject, or modify the hearing officer's findings. Should the CMS Administrator choose to review the hearing officer's decision, the Administrator will issue a final reconsideration determination to the AO on the basis of the hearing officer's findings and recommendations and other relevant information. The reconsideration determination of the CMS Administrator is final. The final reconsideration determination against an AO will be published by CMS in the Federal Register.