



MEDICARE ENROLLMENT & APPEALS GROUP

DATE: December 9, 2021

TO: All Medicare Advantage Organizations (MAOs) and Prescription Drug Plan Sponsors

FROM: Jerry Mulcahy
Director

SUBJECT: Dismissals of Medicare Initial Determinations and Appeals Frequently Asked Questions and Release of Model Notices

We are announcing the availability of frequently asked questions (FAQs) and model dismissal notices based on recent regulatory changes in CMS-4190-F2 related to dismissals of Part C organization determinations and reconsiderations and Part D coverage determinations and redeterminations requests, effective January 1, 2022. The FAQs address common questions we have received from MA plans and Part D plan sponsors and aims to ensure consistency across the industry as plans implement these changes.

Additional guidance related to dismissals will be provided in a future update to the Parts C & D Enrollee Grievances, Organization/Coverage Determinations, and Appeals Guidance.

The final rule (CMS-4190-F2) that includes the dismissal provisions can be found at:
<https://www.govinfo.gov/content/pkg/FR-2021-01-19/pdf/2021-00538.pdf>

Questions

For questions regarding the FAQs or model notices, please submit to the Part C and Part D Appeals and Grievances resource portal: <https://appeals.lmi.org>.