

SUBTITLE 14A. THIRD PARTY LIABILITY REVIEWS AND AUDITS OF NURSING HOMES.
19-14A-01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

~~(B)~~ "BOARD" MEANS ~~AN APPEAL BOARD ESTABLISHED BY THE SECRETARY UNDER THIS SUBTITLE.~~

~~(C)~~ "ERROR RATE" MEANS ~~ONE LESS THE AMOUNT OF THE FINAL REPORTS DIVIDED BY THE AMOUNT OF THE INITIAL REPORTS IN THE CONTRACT PERIOD.~~

~~(D)~~ (B) "FINAL REPORT" MEANS THE ~~CONTRACTOR~~ THIRD PARTY LIABILITY AUDIT REPORT ISSUED TO ~~THE DEPARTMENT AND~~ A NURSING HOME STATING THE TOTAL AMOUNT DUE TO THE DEPARTMENT AS A RESULT OF THE COMPLETED AUDIT.

~~(E)~~ "INITIAL REPORT" MEANS ~~THE CONTRACTOR REPORT ISSUED TO THE PROVIDER STATING THE CONTRACTOR'S PROPOSED ADJUSTMENTS.~~

~~(F)~~ (C) "NURSING HOME" HAS THE MEANING STATED IN § 19-1401(E) OF THIS TITLE.

~~(G)~~ (D) (1) "THIRD PARTY" MEANS ANY INDIVIDUAL, ENTITY, OR PROGRAM THAT IS OR MAY BE LIABLE TO PAY ALL OR PART OF THE MEDICAL COST OF ANY MEDICAL ASSISTANCE FURNISHED TO A RECIPIENT UNDER THE MEDICAL ASSISTANCE PROGRAM.

(2) "THIRD PARTY" INCLUDES PRIVATE HEALTH INSURANCE, EMPLOYMENT-RELATED HEALTH INSURANCE, MEDICAL SUPPORT FROM ABSENT PARENTS, AUTOMOBILE INSURANCE, COURT JUDGMENTS OR SETTLEMENTS FROM A LIABILITY INSURER, STATE WORKERS' COMPENSATION, FIRST PARTY PROBATE-ESTATE RECOVERIES, OR ANY FEDERAL PROGRAMS.

~~(H)~~ (E) "THIRD PARTY LIABILITY AUDIT" MEANS A FINANCIAL REVIEW OF MEDICAL ASSISTANCE PAYMENTS TO A PROVIDER TO ASCERTAIN THE LEGAL LIABILITY OF THIRD PARTIES TO PAY FOR CARE AND SERVICES AVAILABLE UNDER THE MEDICAL ASSISTANCE PROGRAM.

(F) "THIRD PARTY LIABILITY REVIEW" MEANS A FINANCIAL REVIEW OF THE CREDIT BALANCES OF A NURSING HOME TO ASCERTAIN THE LEGAL LIABILITY OF THIRD PARTIES TO PAY FOR CARE AND SERVICES AVAILABLE UNDER THE MEDICAL ASSISTANCE PROGRAM.

19-14A-02.

(A) A NURSING HOME THAT RECEIVES PAYMENT FROM THE MEDICAL ASSISTANCE PROGRAM SHALL PROVIDE A REPORT OF THE CREDIT BALANCES OF THE NURSING HOME TO THE DEPARTMENT ON A QUARTERLY BASIS.

~~(A)~~ (B) THE DEPARTMENT SHALL CONDUCT A THIRD PARTY LIABILITY AUDIT REVIEW OF THE REPORT OF THE CREDIT BALANCES PROVIDED UNDER