

C. Medicare Appeals Process Comparison

Appeal Level	Original - SSA		BIPA	Current - SSA modified by BIPA		Projected - BIPA modified by MMA
	Part A	Part B	Part A, B	Part A	Part B	Part A, B
Reconsideration Review Redetermination	Reconsideration (FI) TTF = 60 d AIC = \$0 TLP = 75% - 60d; 90% - 90 d	Carrier Review (Carrier) TTF = 6 mo AIC = \$0 TLP = 95% in 45d	Redetermination (FI or Carrier) TTF = 120d AIC = \$0 TLP = 30 d	Reconsideration (FI) TTF = 120d AIC = \$0 TLP = 75% - 60d; 90% - 90 d	Carrier Review (Carrier) TTF = 120d AIC = \$0 TLP = 95% in 45d	Redetermination (FI or Carrier) TTF = 120d AIC = \$0 TLP = 60d
Carrier Hearing Reconsideration		Carrier Hearing (Carrier) TTF = 6 mo AIC = \$100 TLP = 90% - 120d	Reconsideration (QIC) TTF = 180d AIC = not specified TLP = 30d		Carrier Hearing (Carrier) TTF = 6 mo AIC = \$100 TLP = 90% - 120d	Reconsideration (QIC) TTF = 180d AIC = \$0 TLP = 60d
Administrative Law Judge (ALJ)	ALJ TTF = 60d AIC = \$100 TLP = none	ALJ TTF = 60d AIC = \$100 home health; \$500 all else TLP = none	ALJ TTF = DHHS discretion AIC = \$100 TLP = 90d	ALJ TTF = 60d AIC = \$100 TLP = none	ALJ TTF = 60d AIC = \$100 TLP = none	ALJ TTF = 60d ¹ AIC = \$100 TLP = 90d
Departmental Appeals Board (DAB)	DAB TTF = 60d AIC = \$0 TLP = none (may decline)	DAB TTF = 60d AIC = \$0 TLP = none (may decline)	DAB TTF = DHHS discretion AIC = \$0 TLP = 90d	DAB TTF = 60d AIC = \$0 TLP = none (may decline)	DAB TTF = 60d AIC = \$0 TLP = none (may decline)	DAB TTF = 60d AIC = \$0 TLP = 90d
Federal District Court (FDC)	FDC TTF = 60d AIC = \$1000 TLP = none	FDC TTF = 60d AIC = \$1000 TLP = none	FDC TTF = 60d AIC = \$1000 TLP = none	FDC TTF = 60 AIC = \$1000 TLP = none	FDC TTF = 60 AIC = \$1000 TLP = none	FDC TTF = 60 ¹ AIC = \$1050 TLP = none

TTF = Time to file; AIC = Minimum Amount in controversy; TLP = Time limit for processing of appeal

Table Notes

1. In 2005, the AIC requirement for an ALJ hearing and Federal District Court will be adjusted in accordance with the medical care component of the consumer price index.