

Pt. 418

20 CFR Ch. III (4-1-08 Edition)

ELIGIBILITY FOR A MEDICARE PRESCRIPTION
DRUG SUBSIDY

- 418.3101 How do you become eligible for a subsidy?
- 418.3105 Who does not need to file an application for a subsidy?
- 418.3110 What happens when you apply for a subsidy?
- 418.3115 What events will make you ineligible for a subsidy?
- 418.3120 What happens if your circumstances change after we determine you are eligible for a subsidy?
- 418.3123 When is a change in your subsidy effective?
- 418.3125 What are redeterminations?

FILING OF APPLICATION

- 418.3201 Must you file an application to become eligible for a subsidy?
- 418.3205 What makes an application a claim for a subsidy?
- 418.3210 What is a prescribed application for a subsidy?
- 418.3215 Who may file your application for a subsidy?
- 418.3220 When is your application considered filed?
- 418.3225 How long will your application remain in effect?
- 418.3230 When will we use your subsidy inquiry as your filing date?

INCOME

- 418.3301 What is income?
- 418.3305 What is not income?
- 418.3310 Whose income do we count?
- 418.3315 What is earned income?
- 418.3320 How do we count your earned income?
- 418.3325 What earned income do we not count?
- 418.3330 What is unearned income?
- 418.3335 What types of unearned income do we count?
- 418.3340 How do we count your unearned income?
- 418.3345 How do we determine the value of in-kind support and maintenance?
- 418.3350 What types of unearned income do we not count?

RESOURCES

- 418.3401 What are resources?
- 418.3405 What types of resources do we count?
- 418.3410 Whose resources do we count?
- 418.3415 How do we determine countable resources?
- 418.3420 How are funds held in financial institution accounts counted?
- 418.3425 What resources do we exclude from counting?

ADJUSTMENTS AND TERMINATIONS

- 418.3501 What could cause us to increase or reduce your subsidy or terminate your subsidy eligibility?
- 418.3505 How would an increase, reduction or termination affect you?
- 418.3510 When would an increase, reduction or termination start?
- 418.3515 How could you qualify for a subsidy again?

DETERMINATIONS AND THE ADMINISTRATIVE
REVIEW PROCESS

- 418.3601 When do you have the right to administrative review?
- 418.3605 What is an initial determination?
- 418.3610 Is there administrative or judicial review for administrative actions that are not initial determinations?
- 418.3615 Will we mail you a notice of the initial determination?
- 418.3620 What is the effect of an initial determination?
- 418.3625 What is the process for administrative review?
- 418.3630 How do you request administrative review?
- 418.3635 Can anyone request administrative review on your behalf?
- 418.3640 How do we determine if you had good cause for missing the deadline to request administrative review?
- 418.3645 Can you request that the decision-maker be disqualified?
- 418.3650 How do we make our decision upon review?
- 418.3655 How will we notify you of our decision after our review?
- 418.3665 Can your request for a hearing or case review be dismissed?
- 418.3670 How will you be notified of the dismissal?
- 418.3675 How does our decision affect you?
- 418.3678 What is the process for correcting Agency clerical errors?
- 418.3680 What happens if your case is remanded by a Federal court?

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Subpart A [Reserved]

Subpart B—Medicare Part B Income-Related Monthly Adjustment Amount

AUTHORITY: Secs. 702(a)(5) and 1839(i) of the Social Security Act (42 U.S.C. 902(a)(5) and 1395r(i)).

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Social Security Administration

§ 418.1005

INTRODUCTION, GENERAL PROVISIONS, AND DEFINITIONS

§ 418.1001 What is this subpart about?

This subpart relates to section 1839(i) of the Social Security Act (the Act), as added by section 811 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Pub. L. 108-173). Section 1839(i) establishes an income-related monthly adjustment to the Medicare Part B premium. Beneficiaries enrolled in Medicare Part B who have modified adjusted gross income over a threshold amount established in the statute will pay an income-related monthly adjustment amount in addition to the Medicare Part B standard monthly premium and any applicable premium increases as described in 42 CFR 408.20. The regulations in this subpart explain how we decide whether you are required to pay an income-related monthly adjustment amount, and if you are, the amount of your adjustment. The rules are divided into the following groups of sections:

(a) Sections 418.1001 through 418.1010 contain the introduction, a statement of the general purpose of the income-related monthly adjustment amount, general provisions that apply to the income-related monthly adjustment amount, and definitions of terms that we use in this subpart.

(b) Sections 418.1101 through 418.1150 describe what information about your modified adjusted gross income we will use to determine if you are required to pay an income-related monthly adjustment amount. In these sections, we also describe how the income-related monthly adjustment amount will affect your total Medicare Part B premium. These sections also explain how the income-related monthly adjustment amount will be phased in from calendar year 2007 through calendar year 2009.

(c) Sections 418.1201 through 418.1270 contain an explanation of the standards that you must meet for us to grant your request to use modified adjusted gross income information that you provide for a more recent tax year rather than the information described in paragraph (b) of this section. These sections explain when we may consider such a request, and the evidence that you will be required to provide. These

sections also explain when income-related monthly adjustment amount determinations based on information you provide will be effective, and how long they will remain in effect. Additionally, these sections describe how retroactive adjustments of the income-related monthly adjustment amount will be made based on information you provide, updated information you provide, and information we later receive from the Internal Revenue Service (IRS).

(d) Sections 418.1301 through 418.1355 contain the rules that we will apply when you disagree with our determination regarding your income-related monthly adjustment amount. These sections explain your appeal rights and the circumstances under which you may request that we make a new initial determination of your income-related monthly adjustment amount.

§ 418.1005 Purpose and administration.

(a) The purpose of the income-related monthly adjustment amount is to reduce the Federal subsidy of the Medicare Part B program for beneficiaries with modified adjusted gross income above an established threshold. These beneficiaries will pay a greater share of actual program costs. Medicare Part B premiums paid by beneficiaries cover approximately 25 percent of total Medicare Part B program costs and the remaining 75 percent of program costs are subsidized by the Federal Government's contributions to the Federal Supplementary Medical Insurance Trust Fund. The reduction in the Medicare Part B premium subsidy results in an increase in the total amount that affected beneficiaries pay for Medicare Part B coverage. A beneficiary with modified adjusted gross income above the threshold amount will pay:

- (1) The Medicare Part B standard monthly premium; plus
- (2) Any applicable increase in the standard monthly premium for late enrollment or reenrollment; plus
- (3) An income-related monthly adjustment amount.

(b) The Centers for Medicare & Medicaid Services (CMS) in the Department of Health and Human Services (HHS) publishes the Medicare Part B standard monthly premium each year.