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CMS/
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Office of Financial Management/Financial Services Group

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The Medicare Secondary Payer Mandatory Reporting Provisions in Section 111 of the Medicare, Medicaid and SCHIP Extension Act of 2007 (the MMSEA) (See 42 U.S.C. 1395y(b)(7)&(b)(8))

GHP ALERT: Employer Pseudo-TIN Use No Longer Permitted

This ALERT is to inform you that the allowance for the use of employer pseudo-TINs has expired.

Per GHP User Guide version 3.0:

- Pseudo-TINs for <u>employer</u> EIN reporting will no longer be permitted for inclusion on the MSP Input File and TIN Reference File as of January 1, 2010. All former VDSA/VDEA partners who have transitioned to Section 111 RREs must provide valid TINs for employers on all file type submissions January 1, 2010 and subsequent. RREs must send correct employer TINs in an updated TIN Reference File with their First Quarter 2010 submissions or prior. RREs must also submit MSP Input File update records with valid employer TINs to correct previously submitted records with pseudo-TINs at that time. Valid <u>insurer</u> TINs must be submitted on the TIN Reference File starting January 1, 2009. Pseudo-TINs are not permitted under any circumstances for insurer TINs.

RREs may no longer use a value of "Y" in the TIN Indicator Field (Field 8) on the TIN Reference File. RREs must now use a value of "E", "S", or "F" for an employer/plan sponsor TIN. Pseudo-TINs are no longer allowed on either the TIN Reference File or the MSP Input File. When a TIN record is for an employer, Field 1 of the TIN Reference File must be filled with a real employer TIN. The corresponding record on the MSP Input File (Field 21) must also be filled with the actual employer TIN.

Do not continue to use pseudo-TINS. RREs must obtain and submit accurate employer TIN, name and address information. Continued use of employer pseudo-TINS will not only result in compliance flags being returned on the RRE's MSP Response files, but your organization may be at risk for compliance penalties. The only exception is stated below.

In the case of a foreign employer, pseudo-TINs are still being accepted if used with a TIN Indicator of "Z". Please refer to the GHP User Guide (Section 7.2.2) for more instructions about when and how to use a foreign employer pseudo-TIN.

If you have been using pseudo-TINS, please ensure that corrected TINs are/have been sent in an updated TIN Reference File. Also, make sure to send in the newly obtained TINs on the MSP Input

File. Please refer to the GHP User Guide (Sections 7.2.2) for information about sending in updates/corrections to previously submitted TINs.

Please continue to monitor the MMSEA Section 111 dedicated website at http://www.cms.gov/MandatoryInsRep/ for other reporting Alerts and updates to the User Guide.