

## **FACT SHEET**

### **PART D LATE ENROLLMENT PENALTY (LEP) RECONSIDERATION APPEALS DATA – Q1 and Q2 2020**

A Late Enrollment Penalty (LEP) appeal is the process by which an individual enrolled in a Medicare prescription drug plan (enrollee) may challenge a plan's determination that an LEP should be assessed. Appeals begin with a request by an enrollee (or his or her representative) for a reconsideration of the plan's decision to assess an LEP. If upon reconsideration, the plan upholds its decision, the enrollee may request a reconsideration by the Part D Independent Review Entity (also called the Part D Qualified Independent Contractor or "Part D QIC"). Under Medicare regulations, the Part D QIC decision is final and not subject to further appeal.

#### **Part D LEP Appeals Process**

The following data summarizes and highlights some of the key data on reconsiderations during the 15th year of the Medicare prescription drug benefit program, January 1, 2020 – June 30, 2020.

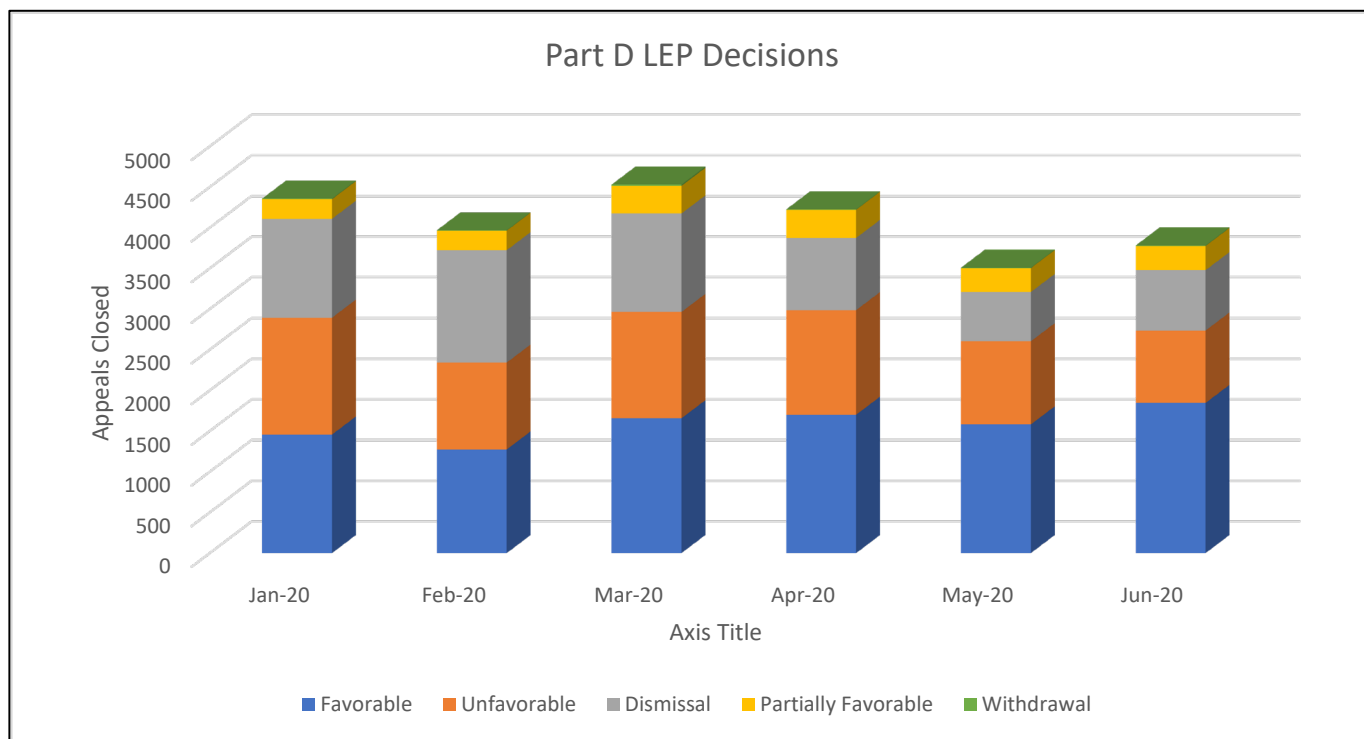
#### **Reconsideration Volume**

The Part D QIC closed 24,368 reconsiderations during the first and second quarter of calendar year 2020. This represents a rate of 1.03 reconsiderations for each 1,000 Medicare beneficiaries enrolled.<sup>1</sup>

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<sup>1</sup> Volume, divided by mid-year enrollment (times 1,000), is used to calculate the annual rate of appeals per 1,000 enrollees.

## Number of Appeals Closed<sup>2</sup> by Part D LEP by Month<sup>3</sup>



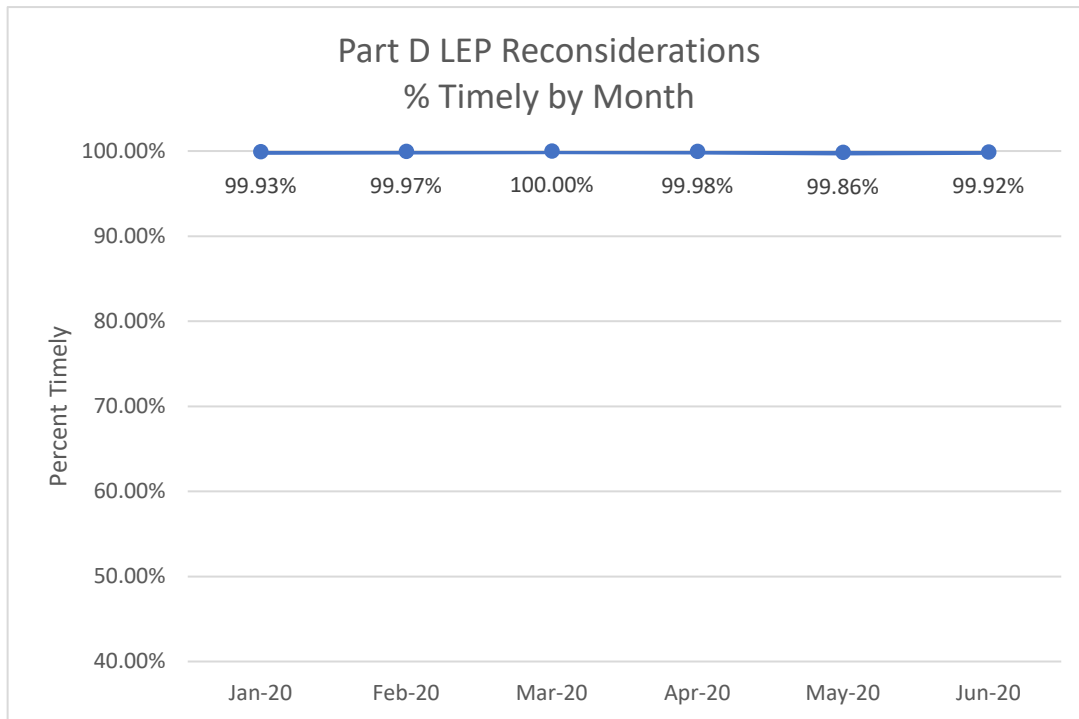
## Part D LEP Appeal Volume by Decision

Month	Dismiss	Fully Favorable	Partially Favorable	Uphold	Withdraw	Total
Jan-20	1,215	1,457	241	1,437	7	4,357
Feb-20	1,381	1,274	240	1,068	5	3,968
Mar-20	1,210	1,657	339	1,307	16	4,529
Apr-20	887	1,701	346	1,286	5	4,225
May-20	605	1,582	294	1,022	5	3,508
Jun-20	742	1,846	297	890	6	3,781
<b>Summary</b>	<b>6,040</b>	<b>9,517</b>	<b>1,757</b>	<b>7,010</b>	<b>44</b>	<b>24,368</b>

<sup>2</sup> Excludes Reopening of LEP Appeals.

<sup>3</sup> Chart cannot show Withdraw volumes due to the limited volumes.

## Timeliness of LEP Reconsiderations Closed



Month Closed	Total Cases	Timely Cases	% Timely
Jan-20	4,357	4,354	99.93%
Feb-20	3,968	3,967	99.97%
Mar-20	4,529	4,529	100.00%
Apr-20	4,225	4,224	99.98%
May-20	3,508	3,503	99.86%
Jun-20	3,781	3,778	99.92%
<b>Summary</b>	<b>24,368</b>	<b>24,355</b>	<b>99.95%</b>