

## Fact Sheet

### Part D Late Enrollment Penalty Reconsideration Appeals Data – Q4 2023

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, which is also called the Part D Qualified Independent Contractor (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 19th year (Oct. 1, 2023 – Dec. 31, 2023) of the Medicare prescription drug benefit program.

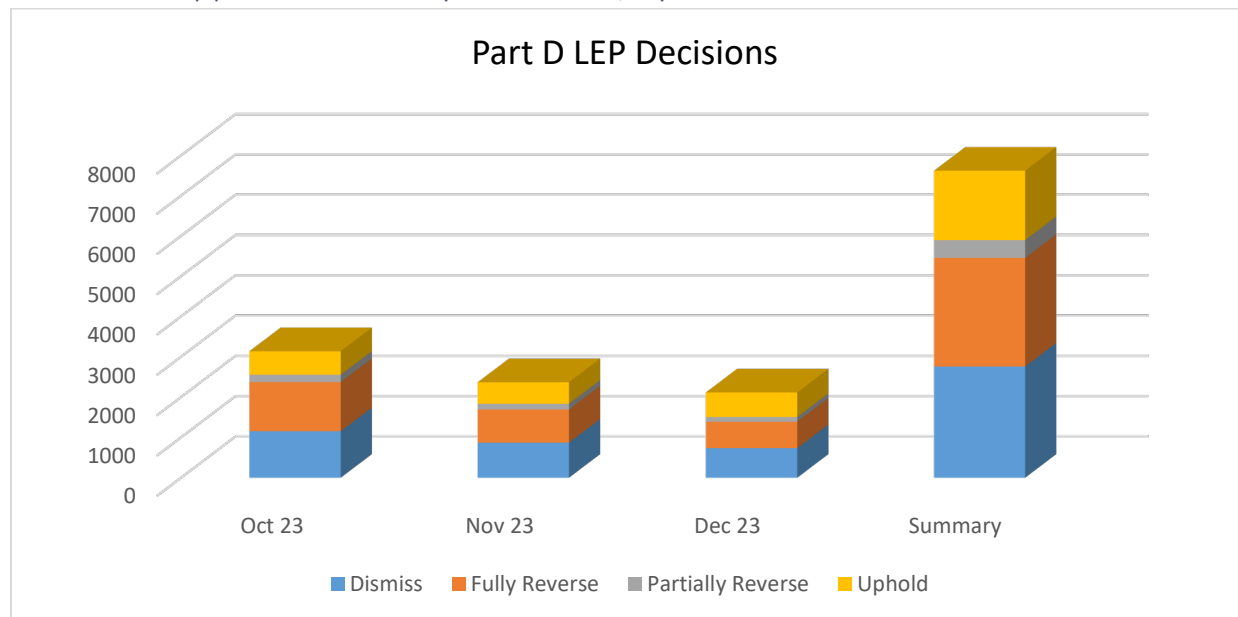
#### Reconsideration Volume

The Part D QIC closed 7,622 reconsiderations during the fourth quarter of calendar year 2023. This represents a rate of 0.14 reconsiderations for each 1,000 Medicare beneficiaries enrolled.<sup>1</sup>

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<sup>1</sup> Volume, divided by December 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

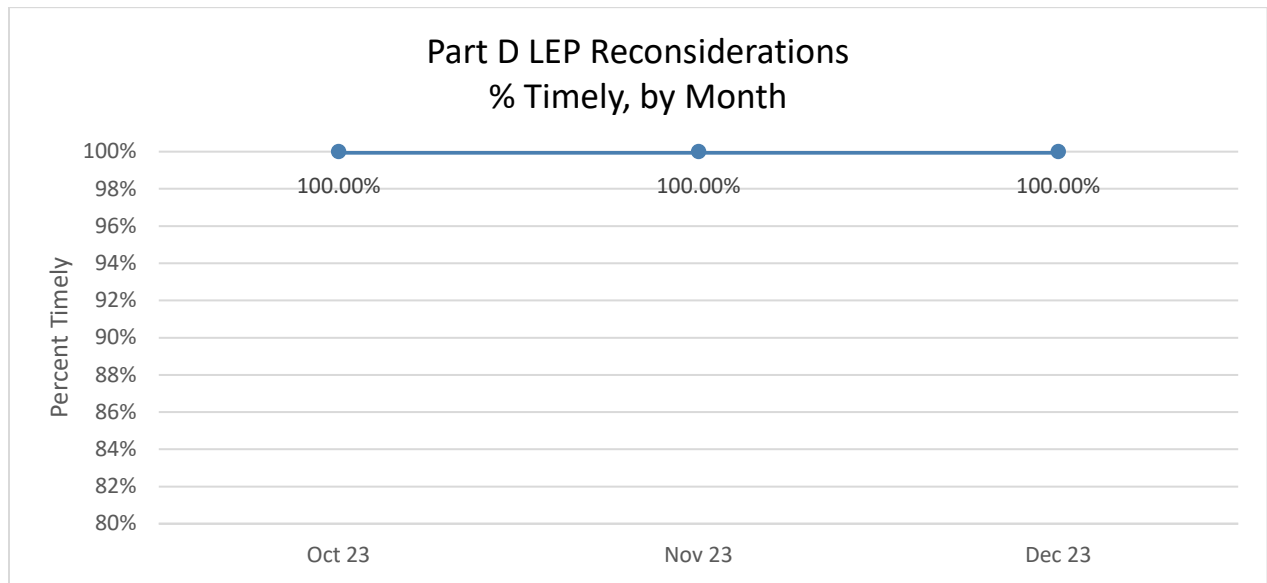


## Part D LEP Appeal Volume, by Decision

Month	Dismiss	Fully Reverse	Partially Reverse	Uphold	Grand Total
Oct 23	1154	1219	181	584	3138
Nov 23	871	821	144	532	2368
Dec 23	734	655	118	609	2116
<b>Summary</b>	<b>2759</b>	<b>2695</b>	<b>443</b>	<b>1725</b>	<b>7622</b>

<sup>2</sup> Excludes reopening of LEP appeals

## Timeliness of LEP Reconsiderations Closed



Month Closed	Total Cases	Timely Cases	% Timely
Oct 23	3138	3138	100.00%
Nov 23	2368	2368	100.00%
Dec 23	2116	2116	100.00%
<b>Summary</b>	<b>7622</b>	<b>7622</b>	<b>100.00%</b>