**NOTICE OF FURTHER APPEAL RIGHTS (Medicare-Medicaid Overlap Service)**

Attention: If you speak Spanish, language assistance services, free of charge, are available to you. Call [*insert Member Services toll-free phone and TTY/TDD numbers, and days and hours of operation*]. The call is free. [*This disclaimer must be included in Spanish.*]

You can get this document for free in other formats, such as large print, braille, or audio. Call <toll-free phone and TTY/TDD numbers>, <days and hours of operation>. The call is free.

**<<today\_date\_mmmm\_ddyyyy>>**

**<<r\_full\_name>>**

**<<r\_full\_address>>**

Re: Member Name **<<m\_full\_name>>**

Member ID No. **<<m\_external\_id>>**

Medicare-Medicaid Appeal Number **<<Event or Referral number under which denial was issued>>**

Dear **<<Name>>**:

By now, you should have received a letter from the Medicare Independent Review Entity (IRE), MAXIMUS Federal Services, Inc., about your appeal for the **<<denial, reduction, suspension, or termination>>** of **<<medical service/treatment>>**. The letter from the IRE should tell you the reason for the decision. If you have not received a letter from the IRE, please call us at **<toll-free number>**.

We want to let you know that you have other appeal rights and further options if you disagree with the IRE’s decision.

If you disagree with the IRE’s decision you have options:

* You can ask for an Administrative Law Judge (ALJ) Hearing, which was discussed in the letter you received from the IRE. The ALJ Hearing will be held with an ALJ or an attorney adjudicator;
* In addition to asking for an ALJ Hearing you can ask for a State Fair Hearing; or
* Instead of an ALJ Hearing, you can ask for a State Fair Hearing.

Additional information is below.

How to ask for an Administrative Law Judge (ALJ) Hearing

If you want an ALJ Hearing or attorney adjudicator to review your case, the item or medical service you are requesting will have to meet a minimum dollar amount. For calendar year <insert calendar year>, the dollar amount must be at least <insert minimum dollar amount>. If the dollar value is less than <insert minimum dollar amount>, you cannot appeal to the ALJ or attorney adjudicator.

You have **60 calendar days** from the date on the letter you received from the IRE to request an ALJ Hearing. If you want to ask for an ALJ Hearing, please follow the instructions in the letter you received from the IRE.

How to ask for a State Fair Hearing

If you want to ask for a State Fair Hearing, your request must be submitted within **120 calendar days** of the date of this letter. If you want your services to remain in place during the State Fair Hearing process, you must say so when you appeal, and you must ask for a State Fair Hearing within **10 calendar days** of the date of the letter from the IRE.

You can ask for a State Fair Hearing in one of the following ways:

Mail: Illinois Department of Healthcare and Family Services

Bureau of Administrative Hearings

69 West Washington Street, 4th Floor

Chicago, IL 60602

Fax: 312-793-2005

Email: HFS.FairHearings@Illinois.gov

Call: 855-418-4421 (TTY users call 800-526-5812)

**[Insert when online submission becomes available:**

Online: Visit [https://abe.illinois.gov/abe/access/appeals](https://abe.illinois.gov/abe/access/appeals%20) to set up an ABE Appeals Account and submit a State Fair Hearing request online. This will allow you to track and manage your appeal online, view important dates and notices, and submit documentation.**]**

Filing a request for a State Fair Hearing will not adversely affect you or your benefits. Please see your Member Handbook for more information on the State Fair Hearing process.

You can also contact the Illinois Home Care Ombudsman (HCO) Program for help or more information. A HCO is an advocate that can talk with you about the State Fair Hearing and what to expect during the hearing process. HCO program is independent and the services are free. Here are ways that you can get help from a HCO:

* Call 1-800-252-8966 (TTY: 1-888-206-1327). Hours are Monday through Friday from 8:30 a.m. to 5:00 p.m.
* Email Aging.HCOProgram@illinois.gov

Sincerely,

Medical Director

<plan name>

Cc: **<<facility\_name>>**

**<<pcp\_full\_name>>**

**<<treating provider name>>**

[*Plans must include all applicable disclaimers as required in the Medicare Communications and Marketing Guidelines and State-specific Marketing Guidance.*]

[*Plans are subject to the notice requirements under Section 1557 of the Affordable Care Act. For more information, refer to* [*https://www.hhs.gov/civil-rights/for-individuals/section-1557*](https://www.hhs.gov/civil-rights/for-individuals/section-1557)*.*]