

1 10A NCAC 22F .0601 is readopted with changes as published in 32:13 NCR 1258–1268 as follows:

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3 **SECTION .0600 – ADMINISTRATIVE SANCTIONS AND RECOUPMENT**

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5 **10A NCAC 22F .0601 RECOUPMENT**

6 (a) The Division Medicaid Agency shall will seek full restitution of ~~any and all~~ improper ~~payments~~ payments, as
7 defined by 42 C.F.R. 431.958, which is adopted and incorporated by reference with subsequent changes or
8 amendments and available free of charge at <https://www.ecfr.gov/>, made to providers by the Medicaid Program.

9 Recovery may be by lump sum payment, by a negotiated payment ~~schedule, schedule not to exceed one [year,] year~~
10 or by withholding from the provider's pending claims the total or a portion of the recoupment amount.

11 (b) A provider may seek reconsideration review of a recoupment imposed by the division under Rule .0402 of this
12 Subchapter. may argue all or a part of a recoupment imposed by the Medicaid Agency by requesting a Reconsideration
13 Review of the investigative findings and, thereafter, an Executive Decision.

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15 *History Note:* Authority G.S. 108A-25(b); ~~108C-5(g);~~ 42 C.F.R. Part ~~431, Subpart Q; 431;~~ 42 C.F.R. Part ~~455,~~
16 ~~Subpart F; 455;~~ 42 C.F.R. Part 456;
17 *Eff. February 1, 1982;*
18 *Amended Eff. May 1, 1984; 1984.*
19 *Readopted Eff. July 1, 2018.*