

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

[Document Identifier 4040-0018; 60-day Notice]

**Agency Information Collection Request, 60-Day Public Comment Request, Grants.gov**

**AGENCY:** Office of the Secretary, HHS.  
 In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, *Grants.gov* (EGOV), Department of Health and Human Services, is publishing the following summary of a proposed collection for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to

minimize the information collection burden.  
 To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, email your request, including your address, phone number, OMB number, to *Ed.Calimago@hhs.gov*, or call the Reports Clearance Office on (202) 690-7569. Send written comments and recommendations for the proposed information collections within 60 days of this notice directly to the *Grants.gov*.

**Proposed Project**

*SF-428 Tangible Personal Property Report*  
 Reinstatement without change and 3 Year Extension and assignment as a Common Form.  
*Office: Grants.gov*  
*Abstract:* Reporting on the status of Federally owned property, including disposition, is necessitated in 2 CFR part 215, the "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations", and the "Uniform Administrative Requirements for Grants and Agreements with State and Local

Governments", Additionally, Public Law 106-107, the Federal Financial Assistance Management Improvement Act requires that agencies "simplify Federal financial assistance application and reporting requirements." 31 U.S.C. 6101, Section 3.

Agencies are currently using a variety of forms to account for both Federally owned and grantee owned equipment and property. During the public consultation process mandated by Public Law 106-107, grant recipients requested a standard form to help them submit appropriate property information when required. The Public Law 106-107 Post Awards Subgroup developed a new standard form, the Tangible Personal Property Report, for submission of the required data. The form consists of the cover sheet (SF-428), three attachments to be used as required: Annual Report, SF-428-A; Final Report, SF-428-B; Disposition Request/Report, SF-428-C and a Supplemental Sheet, SF-428S to provide detailed individual item information when required. We are requesting a three-year clearance of this collection and that it be designated as a Common Form.

**TOTAL ESTIMATED ANNUALIZED BURDEN HOURS**

Form name	Number of respondents	Number of responses per respondent	Average burden per response (in hours)	Total burden hours
SF-428 Tangible Personal Property Report .....	2000	1	1	2000
Total .....	2000	.....	.....	2000

**Terry S. Clark,**  
*Asst Information Collection Clearance Officer.*  
 [FR Doc. 2017-01182 Filed 1-18-17; 8:45 am]  
**BILLING CODE 4151-AE-P**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

[OMHA-1602-N]

**Medicare Program; Administrative Law Judge Hearing Program for Medicare Claim and Entitlement Appeals; Quarterly Listing of Program Issuances—October Through December 2016**

**AGENCY:** Office of Medicare Hearings and Appeals (OMHA), HHS.  
**ACTION:** Notice.

**SUMMARY:** This quarterly notice lists the OMHA Case Processing Manual (OCPM) manual instructions that were published

from October through December, 2016. This manual standardizes the day-to-day procedures for carrying out adjudicative functions, in accordance with applicable statutes, regulations and OMHA directives, and gives OMHA staff direction for processing appeals at the OMHA level of adjudication.

**FOR FURTHER INFORMATION CONTACT:** Amanda Axeen, by telephone at (571) 777-2705, or by email at *amanda.axeen@hhs.gov*.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

The Office of Medicare Hearings and Appeals (OMHA), a staff division within the Office of the Secretary of the U.S. Department of Health and Human Services (HHS), administers the nationwide Administrative Law Judge hearing program for Medicare claim, organization and coverage determination, and entitlement appeals under sections 1869, 1155,

1876(c)(5)(B), 1852(g)(5), and 1860D-4(h) of the Social Security Act (the Act). OMHA ensures that Medicare beneficiaries and the providers and suppliers that furnish items or services to Medicare beneficiaries, as well as Medicare Advantage Organizations (MAOs), Medicaid State Agencies, and applicable plans have a fair and impartial forum to address disagreements with Medicare coverage and payment determinations made by Medicare contractors, MAOs, or Part D Plan Sponsors (PDPs), and determinations related to Medicare eligibility and entitlement, Part B late enrollment penalty, and income-related monthly adjustment amounts (IRMAA) made by the Social Security Administration (SSA).

The Medicare claim, organization and coverage determination appeals processes consist of four levels of administrative review, and a fifth level of review with the Federal district

courts after administrative remedies under HHS regulations have been exhausted. The first two levels of review are administered by the Centers for Medicare & Medicaid Services (CMS) and conducted by Medicare contractors for claim appeals, by MAOs and an independent review entity for Part C organization determination appeals, or by PDPSs and an independent review entity for Part D coverage determination appeals. The third level of review is administered by OMHA and conducted by Administrative Law Judges. The fourth level of review is administered by the HHS Departmental Appeals Board (DAB) and conducted by the Medicare Appeals Council. In addition, OMHA and the DAB administer the second and third levels of appeal, respectively, for Medicare eligibility, entitlement, Part B late enrollment penalty, and IRMAA reconsiderations made by SSA; a fourth level of review with the Federal district courts is available after administrative remedies within SSA and HHS have been exhausted.

Sections 1869, 1155, 1876(c)(5)(B), 1852(g)(5), and 1860D-4(h) of the Act are implemented through the regulations at 42 CFR part 405 subparts I and J; part 417, subpart Q; part 422, subpart M; part 423, subparts M and U; and part 478, subpart B. As noted above, OMHA administers the nationwide Administrative Law Judge hearing program in accordance with these statutes and applicable regulations. As part of that effort, OMHA is establishing a manual, the OMHA Case Processing Manual (OCPM). Through the OCPM, the OMHA Chief Administrative Law Judge establishes the day-to-day procedures for carrying out adjudicative functions, in accordance with applicable statutes, regulations and OMHA directives. The OCPM provides direction for processing appeals at the OMHA level of adjudication for Medicare Part A and B claims; Part C organization determinations; Part D coverage determinations; and SSA eligibility and entitlement, Part B late enrollment penalty, and IRMAA determinations.

Section 1871(c) of the Act requires that we publish a list of all Medicare manual instructions, interpretive rules, statements of policy, and guidelines of general applicability not issued as regulations at least every 3 months in the **Federal Register**.

## II. Format for the Quarterly Issuance Notices

This quarterly notice provides the specific updates to the OCPM that have occurred in the 3-month period. A hyperlink to the available chapters on

the OMHA Web site is provided below. The OMHA Web site contains the most current, up-to-date chapters and revisions to chapters, and will be available earlier than we publish our quarterly notice. We believe the OMHA Web site list provides more timely access to the current OCPM chapters for those involved in the Medicare claim, organization and coverage determination and entitlement appeals processes. We also believe the Web site offers the public a more convenient tool for real time access to current OCPM provisions. In addition, OMHA has a listserv to which the public can subscribe to receive immediate notification of any updates to the OMHA Web site. This listserv avoids the need to check the OMHA Web site, as update notifications are sent to subscribers as they occur. If accessing the OMHA Web site proves to be difficult, the contact person listed above can provide the information.

## III. How To Use the Notice

This notice lists the OCPM chapters and subjects published during the quarter covered by the notice so the reader may determine whether any are of particular interest. We expect this notice to be used in concert with future published notices. The OCPM can be accessed at [http://www.hhs.gov/omha/OMHA\\_Case\\_Processing\\_Manual/index.html](http://www.hhs.gov/omha/OMHA_Case_Processing_Manual/index.html).

## IV. OCPM Releases for October Through December 2016

The OCPM is used by OMHA adjudicators and staff to administer the OMHA program. It offers day-to-day operating instructions, policies, and procedures based on statutes and regulations, and OMHA directives.

The following is a list and description of new or revised OCPM provisions and the subject matter. For future quarterly notices, we will list only the specific updates to the list of manual provisions that have occurred in the covered 3-month period. This information is available on our Web site at [http://www.hhs.gov/omha/OMHA\\_Case\\_Processing\\_Manual/index.html](http://www.hhs.gov/omha/OMHA_Case_Processing_Manual/index.html).

### *OCPM Division I: General Matters*

*Chapter 6, CMS and CMS Contractor Roles.* We corrected a misdirected link to the CMS Medicare Administrative Contractors Web site (<https://www.cms.gov/medicare/medicare-contracting/medicare-administrative-contractors/medicareadministrativecontractors.html>) in the table in Section I-6-1 of this chapter.

### *OCPM Division II: Part A/B Claim Determinations*

*Chapter 3, Procedural Screening.* The table in Section II-3-4 A of this chapter was updated to include the minimum amounts in controversy (AICs) required for an Administrative Law Judge hearing for calendar years through 2017.

### *OCPM Division III: Part C Organization Determinations*

*Chapter 3, Procedural Screening.* The table in Section III-3-4 A of this chapter was updated to include the minimum AICs required for an Administrative Law Judge hearing for calendar years through 2017.

### *OCPM Division IV: Part D Organization Determinations*

*Chapter 3, Procedural Screening.* The table in Section IV-3-4 A of this chapter was updated to include the minimum AICs required for an Administrative Law Judge hearing for calendar years through 2017.

### *OCPM Division V: SSA Determinations*

*Chapter 3, Procedural Screening.* The table in Section V-3-4 A of this chapter was updated to include the minimum AICs required for an Administrative Law Judge hearing for calendar years through 2017.

Dated: January 6, 2017.

**Jason M. Green,**

*Chief Advisor, Office of Medicare Hearings and Appeals.*

[FR Doc. 2017-01181 Filed 1-18-17; 8:45 am]

**BILLING CODE 4152-01-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### National Institutes of Health

### National Institute on Alcohol Abuse and Alcoholism; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App.), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.