

42 C.F.R. § 405.373

Proceeding for offset or recoupment.

(a) *General rule.* Except as specified in paragraphs (b) and (f) of this section, if the Medicare Administrative Contractor or CMS has determined that an offset or recoupment of payments under § 405.371(a)(3) should be put into effect, the Medicare Administrative Contractor must—

- (1) Notify the provider or supplier of its intention to offset or recoup payment, in whole or in part, and the reasons for making the offset or recoupment; and
- (2) Give the provider or supplier an opportunity for rebuttal in accordance with § 405.374.

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