

42 C.F.R. § 460.18

CMS evaluation of applications.

CMS evaluates an application on the basis of the following information:

- (a) Information contained in the application.
- (b) Information obtained by CMS or the State administering agency through on-site visits or any other means.
- (c) *Use of information from a current or prior PACE program agreement.* (1) If, during the 12 months preceding the deadline established by CMS for the submission of an application or submission of a response to a CMS request for additional information, a PACE organization fails to comply with the requirements of the PACE program under any current or prior PACE program agreement or fails to complete a corrective action plan during the applicable 12-month period, CMS may deny an application based on the applicant's failure to comply with the requirements of the PACE program under any current or prior PACE program agreement even if the applicant currently meets all of the requirements of this part.

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