Department of Health & Human Services

Centers for Medicare & Medicaid Services

Office of Research, Development and Information

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**TO:** OMB

**FROM:** William Buczko, PhD

 Medicare Research and Evaluation Group

**DATE:** March 25, 2010

**SUBJECT:** Response to CMS-10303-Comments

One comment was received in response to the Paperwork Reduction Act (PRA) package CMS-10303. This comment, and CMS’ response, is provided below.

**1. Eligibility Requirements**

The commenter urges CMS to consider gainsharing based on a provider’s Medicare panel size rather than the percentage of revenue or patient base. The commenter suggests that using providers who have a Medicaid panel size greater than 500 reflects a provider who has significant commitment to Medicaid. The commenter also states that CMS may also consider disallowing providers who are not taking new Medicaid patients.

**CMS RESPONSE:**

The basic provider eligibility requirements for the Gainsharing Demonstration have already been determined and reflect the scope of the demonstration which is limited to Medicare services and payments. We do not intend to expand the demonstration to Medicaid covered patients, services and payments.  Therefore, the application form will not be revised in response to this comment.