

When to Request and Submit an MSA

Whether or not a claim meets Medicare's review thresholds, Medicare's interests must be protected in workers' compensation settlements resolving responsibility for future medical expenses.

Class 1



Claimant is a Medicare beneficiary

Settlement amount in excess of \$25,000

Would meet voluntary review thresholds

Settlement amount \$25,000 or less

Would not meet voluntary review thresholds

Conditional payment search should be conducted

Class 2



- Claimant 62.5 years or older
- Receiving SSDI
- Applied for SSDI
- In process of or anticipates appealing adverse SSDI decision

Settlement amount in excess of \$250,000

Would meet voluntary review thresholds

Settlement amount \$250,000 or less

Would not meet voluntary review thresholds

Class 3



Claimant does not meet Class I or Class II criteria

Would not meet voluntary review thresholds for submission to the WCRC regardless of settlement amount

Please contact your manager for direction, and also please feel free to contact us with questions

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This review protocol is intended for informational purposes only and is not legal advice. Before any action is taken based on this information, consult your company's internal protocol or counsel.

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