

IDR webpage

Corrections & Updates 2/26/07

- **Clarification Regarding the Review of Deficiencies/Violations (2/07)**

Page 2 of the IDR Procedures for Providers, IDR Request Form and Registration section, states, “Only those deficiencies/violations listed on the IDR request form and addressed in the rebuttal letter/supporting documentation will be reviewed.”

In practice, the IDR program will review all deficiencies and violations that contain the same findings as the disputed deficiency/violation even if the other deficiency/violation is not identified on the IDR Request Form and rebuttal letter/supporting documentation. It is not uncommon for a 2567/3724 to contain more than one deficiency/violation that includes the same findings, because the requirements are the same or similar. It is also not uncommon for a provider to dispute only one of the deficiencies/violations even though there were other deficiencies/violations cited with the same findings. The IDR program strives to ensure that its review of information and determinations are applied consistently, so that the same findings are not sustained under one tag while deleted under another tag.

For example, both the nursing facility deficiency F254 (federal) and the violation N968 (State) require that the facility provide clean bed and bath linens that are in good condition. Even though the provider only requested a review of F254, the IDR reviewer would apply the determination to N968 as well because the findings were the same. This ensures consistency in IDR determinations being applied to the same findings across deficiencies/violations.

This clarification applies to all IDR reviews. The IDR Procedures will be revised to reflect this clarification. Please feel free to contact the IDR Program if have questions.