



# CMS Guidance on MSP Recovery, MMSEA Reporting and the December 5, 1980 Issue

**SEPTEMBER 2014**

CMS has issued a long-awaited guidance and clarification on the MSP recovery and MMSEA reporting of settlements, judgments, and awards in cases involving exposures (environmental hazards/toxic substances), ingestion, and implantation of medical devices. Specifically, this Guidance addresses the practices of Amending Complaints and the issuance of Court Orders that seek to clarify dates of exposure (pre- or post-12/05/1980).

This [Guidance](#) clarifies that Medicare will pursue an MSP recovery claim, and will require MMSEA reporting in certain situations. To read the Client Alert, click [here](#).

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