Janet T. Mills
Governor

Jeanne M. Lambrew, Ph.D.
Commissioner

Maine Department of Health and Human Services
Audit
11 State House Station
109 Capitol Street
Augusta, Maine 04333-0011
Tel.: (207) 287-2403; Fax: (207) 287-2601
TTY: Dial 711 (Maine Relay)

Final Informal Review Decision

January 18, 2022

Margaret Fortier, Staff Accountant
Spurwink
901 Washington Avenue
Portland, ME 04103

Re: **Greenhill Farm**

Dear Ms. Fortier:

Your facility requested an informal review of the audit report for **Greenhill Farm** dated June 14, 2021 for the fiscal period from July 1, 2017 through June 30, 2018, which resulted in an overpayment in the amount of $49,531.76. Your appeal request is based upon your letter dated August 11, 2021.

As a result of this request, we have prepared an informal review. Our **Final Informal Review Decision** is as follows:

1. **Provider's issue 1**: You disagree with the disallowance of the central office overhead expense in the amount of $102,867.00 and have provided additional information to substantiate the costs.

   Department's response: We agree to review the information provided with your appeal. Central office overhead is an allowable expense per MaineCare Benefits Manual, Chapter III, Section 50, Principle 4121, which states "Costs of services, facilities, and supplies furnished to the provider by organizations related to the provider by common ownership or control are includable in the allowable costs of the provider at the cost to the related organization."

   The auditor of record will review the information provided and issue a revision, under separate cover, for central office costs that are allowable in accordance with the MaineCare Benefits Manual.

This final informal review decision was based upon a consultation with the auditor of record, a review of her audit report and the related work papers, and your subsequent communications to us.

Please refer to the attached Notice of Appeal Rights of MaineCare Providers for an explanation of your facility's further appeal options.

Sincerely,

Herbert F. Downs, Director
Division of Audit

Enclosures:
Notice of Appeal Rights of MaineCare Providers

DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF AUDIT – MAINECARE AND SOCIAL SERVICES

NOTICE OF APPEAL RIGHTS OF MAINECARE PROVIDERS

1. Informal Review:

If you disagree with any portion of the audit report, you must request an informal review by the Director of the Division of Audit, or his designee, by notifying the Division of Audit, 11 State House Station, Augusta, Maine 04333-0011, in writing **within 60 days of receipt of the audit report** of the issues that are in dispute. You must also provide any and all information that you intend to rely upon in disputing each issue. Failure to give timely notice or to include the information relied upon shall constitute a waiver of your facility's right to an informal review and to any subsequent administrative appeals. See the following chart for a reference to the Department's regulation that provides further explanation of your facility's appeal rights and the information you must present in your response:

Type of Facility	Effective Date	Appeal Regulation Citation
ICF/MR	01-01-12	*Principle #8000 (MBM, Chapter III, section 50)

(Note: MBM = MaineCare Benefits Manual)

2. Administrative Hearing:

If you disagree with the decision made after an informal review, you must request an administrative hearing by the Commissioner of the Department of Health and Human Services, or Commissioner's designee, by notifying the Commissioner's office, in writing **within 60 days of receipt of the informal review decision** of the issues that are in dispute. Only those issues presented for informal review will be considered at the administrative hearing. See MaineCare Benefits Manual, Chapter, I, Section 1.23 (before 07-05-17 see Section 1.21); also see the Administrative Hearing Regulations.

3. Petition for Judicial Review:

If you disagree with the Commissioner's final decision made after an administrative hearing, you may petition the Superior Court for judicial review of final agency action. See 5 M.R.S. §11001-§11007.

*The Principles effective 01-01-12 were filed 05-24-12 and updated 06-23-12.