

**441—74.9(249A,249N) Recovery.** The department shall recover from a member all Medicaid funds incorrectly expended on behalf of the member in accordance with 441—Chapter 75.

**74.9(1)** The department shall recover Medicaid funds expended on behalf of a member from the member's estate in accordance with 441—Chapter 75.

**74.9(2)** Funds received from third parties, including Medicare, by a provider other than a state mental health institute shall be reported to the department or the managed care organization, and an adjustment shall be made to a previously submitted claim.

[ARC 6933C, IAB 3/8/23, effective 5/1/23]