

Evaluation Report

The Social Security Administration's
Reporting of High-dollar
Overpayments Under Executive
Order 13520 in Fiscal Year 2016

MEMORANDUM

Date: December 23, 2016 **Refer To:**
To: The Commissioner
From: Acting Inspector General
Subject: The Social Security Administration's Reporting of High-dollar Overpayments Under Executive Order 13520 in Fiscal Year 2016 (A-15-17-50185)

The attached final report presents the results of the Office of Audit's review. The objectives were to review the Agency Head Quarterly High-dollar Overpayment Reports to the Office of the Inspector General, as required by Executive Order 13520, *Reducing Improper Payments*, for the quarters ended December 2015 and March, June, and September 2016. We also determined whether the (1) method used to identify high-dollar overpayments detected overpayments that met the Executive Order criteria and (2) Agency complied with all requirements of the Executive Order.

If you wish to discuss the final report, please call me or have your staff contact Rona Lawson, Assistant Inspector General for Audit, at 410-965-9700.


Gale Stallworth Stone

Attachment

The Social Security Administration's Reporting of High-dollar Overpayments Under Executive Order 13520 in Fiscal Year 2016

A-15-17-50185



December 2016

Office of Audit Report Summary

Objective

To review the Agency Head Quarterly High-dollar Overpayment Reports to the Office of the Inspector General, as required by Executive Order 13520, *Reducing Improper Payments*, for the quarters ended December 2015 and March, June, and September 2016. We also determined whether the (1) method used to identify high-dollar overpayments detected overpayments that met the Executive Order criteria and (2) Agency complied with all requirements of the Executive Order.

Background

As part of Executive Order 13520, each agency head is required to submit a quarterly report on high-dollar overpayments identified by the agency. The report shall describe any actions the agency has taken, or plans to take, to recover high-dollar overpayments as well as any actions the agency intends to take to prevent overpayments from occurring in the future.

Conclusions

We reviewed reports on quarterly high-dollar overpayments for the quarters ended December 31, 2015 and March 31, June 30, and September 30, 2016. Additionally, we tested a sample of stewardship reviews each quarter to ensure the data the Agency provided matched the review results in the Electronic Quality Assurance system. We determined the Agency had complied with all requirements of Executive Order 13520. The Social Security Administration's (SSA) methodology did not detect any overpayments that met the Executive Order's criteria.

We noted that, while the data obtained through the stewardship reviews provided adequate results for payment accuracy, it limited the proper analysis of cases as part of the reporting of high-dollar overpayments. SSA informed us that, "... it is highly unlikely that the agency would identify improper overpayments to individuals, including via its stewardship reviews in [Supplemental Security Income] that would meet the criteria in the Executive Order's implementing guidance. . ." Although we presented these limitations to SSA in previous reviews, and it has acknowledged it is unlikely to identify high-dollar overpayments using the current methodology, SSA continues using the stewardship reviews to identify high-dollar overpayments based on Office of Management and Budget approval.

TABLE OF CONTENTS

Objective	1
Background	1
Stewardship Reviews	2
Results of Review	2
SSA's Methodology for Identifying High-dollar Overpayments	3
Requirements of Executive Order Addressed by the Agency	3
Required Information Included in Reports	4
Website Submission.....	4
Conclusions.....	5
Agency Comments.....	5
Appendix A – Scope and Methodology	A-1

ABBREVIATIONS

Fed. Reg.	Federal Register
FY	Fiscal Year
IPERA	<i>Improper Payments Elimination and Recovery Act of 2010</i>
IPERIA	<i>Improper Payments Elimination and Recovery Improvement Act of 2012</i>
IPIA	<i>Improper Payments Information Act of 2002</i>
OASDI	Old-Age, Survivors and Disability Insurance
OBFQM	Office of Budget, Finance, Quality, and Management
OIG	Office of the Inspector General
OMB	Office of Management and Budget
Pub. L. No.	Public Law Number
SSA	Social Security Administration
SSI	Supplemental Security Income
U.S.C.	United States Code

OBJECTIVE

Our objectives were to review the Agency Head Quarterly High-dollar Overpayment Reports to the Office of the Inspector General (OIG), as required by Executive Order 13520, *Reducing Improper Payments*, for the quarters ended December 2015 and March, June, and September 2016. We also determined whether the (1) method used to identify high-dollar overpayments detected overpayments that met the Executive Order criteria and (2) Agency complied with all requirements of the Executive Order.

BACKGROUND

When the Government makes payments to individuals and businesses, such as program beneficiaries, grantees, or contractors, or on behalf of program beneficiaries, it must make every effort to confirm the right recipient is receiving the correct payment. On November 20, 2009, the President issued Executive Order 13520¹ “. . . to reduce improper payments by intensifying efforts to eliminate payment error, waste, fraud, and abuse in the major programs administered by the Federal Government, while continuing to ensure that Federal programs serve and provide access to their intended beneficiaries.”²

As part of the Executive Order, each agency head is required to submit to the agency’s OIG and the Council of Inspectors General on Integrity and Efficiency a quarterly report on high-dollar overpayments identified by the agency, subject to Federal privacy policies and to the extent permitted by law.³ The report shall describe any actions the agency has taken, or plans to take, to recover high-dollar overpayments as well as any actions the agency intends to take to prevent future overpayments.⁴ According to Office of Management and Budget (OMB) guidance,⁵ a high-dollar overpayment exceeds 50 percent of the correct amount of the intended payment where the total payment to an

1. individual exceeds \$25,000 as a single payment or in cumulative payments for the quarter or

¹ *Reducing Improper Payments*, 74 Fed. Reg. 62201 (November 25, 2009).

² Id. at §1.

³ All agencies with programs susceptible to significant overpayments under the *Improper Payments Information Act of 2002* (IPIA), Pub. L. No. 107-300, 116 Stat 2350 (November 26, 2002), as amended by the *Improper Payments Elimination and Recovery Act of 2010* (IPERA), Pub. L. No. 111-204, 124 Stat. 2224 (July 22, 2010) and the *Improper Payments Elimination and Recovery Improvement Act of 2012* (IPERIA), Pub. L. No. 112-248, 126 Stat. 2390 (January 10, 2013), are required to submit reports on high-dollar overpayments. SSA has conducted risk assessments on each program to identify the programs susceptible to significant overpayments and concluded that administrative payments are not susceptible to significant improper payments. Therefore, the Agency’s high-dollar reporting only focuses on benefit payments.

⁴ *Reducing Improper Payments*, Section 3(f), 74 Fed. Reg. 62201, 62203 (November 25, 2009).

⁵ OMB Circular A-123, *Management’s Responsibility for Enterprise Risk Management and Internal Control*, M-16-17, Appendix C, Part III, Section D1, p. 51, (October 20, 2014).

- entity exceeds \$100,000 as a single payment or in cumulative payments for the quarter.⁶

Stewardship Reviews

SSA's Office of Budget, Finance, Quality, and Management (OBFQM) conducts stewardship reviews to examine non-medical elements in the Old-Age, Survivors and Disability Insurance (OASDI) and Supplemental Security Income (SSI) programs related to the payment accuracy and entitlement/eligibility of benefit payments made during a sample period. OBFQM uses these reviews to determine whether there are any reportable quarterly high-dollar overpayments. For further information on the Agency's stewardship reviews and payment accuracy rates, refer to the background information in our previous reviews.⁷

The Social Security Administration (SSA) issued its four high-dollar reports to the OIG on January 29, April 21, July 27, and October 27, 2016 for the quarters ended December 31, 2015 and March 31, June 30, and September 30, 2016, respectively. Based on its sample of annual payment accuracy reviews from a representative sample of OASDI and SSI payment cases, the Agency did not report any instances that met the definition of a high-dollar overpayment for Fiscal Year (FY) 2016.

RESULTS OF REVIEW

We reviewed reports on quarterly high-dollar overpayments for the quarters ended December 31, 2015 and March 31, June 30, and September 30, 2016 to ensure the Agency had implemented a methodology for identifying high-dollar overpayments that detected overpayments and complied with all the Executive Order's requirements. In addition, we tested a sample of stewardship reviews each quarter to ensure the data the Agency provided matched the review results in the Electronic Quality Assurance system.⁸ Overall, we determined SSA's methodology for identifying high-dollar overpayments complied with all the Executive Order's requirements. SSA's methodology did not detect overpayments that met the Executive Order's criteria.

⁶ An entity is a non-individual or a Federal, State, and local government agency. *Id.* at note 16.

⁷ SSA OIG, *The Social Security Administration's Reporting of High-Dollar Overpayments Under Executive Order 13520* (A-15-10-21142), December 2010; SSA OIG, *The Social Security Administration's Reporting of High-Dollar Overpayments Under Executive Order 13520 in Fiscal Year 2011* (A-15-11-01140), December 2011; and SSA OIG, *The Social Security Administration's Reporting of High-dollar Overpayments Under Executive Order 13520 in Fiscal Year 2012* (A-15-13-13068), December 2012.

⁸ The Electronic Quality Assurance system is a standardized Web-enabled application for SSA's quality assurance programs. This system selects samples for mandated studies and allows reviewers to store the results of sampled cases and report the results to other monitoring authorities.

SSA's Methodology for Identifying High-dollar Overpayments

We reviewed the Agency's methodology for identifying high-dollar overpayments to determine whether it detected any overpayments that met the Executive Order's criteria. Specifically, we learned how the Agency used results from its stewardship reviews to identify high-dollar overpayments. We also obtained Agency support for its stewardship reviews, which we analyzed for each quarter. We noted that, although the stewardship reviews adequately determined payment accuracy, data obtained during those reviews limited the proper analysis of cases for the high-dollar overpayment reports. These limitations were as follows.

1. The sample period OBFQM reviewed included only 1 month of payment data; therefore, the data reviewed for reporting on quarterly high-dollar overpayments usually did not include the total benefit payments and/or overpayments made to a beneficiary or recipient that occurred in the entire quarter.
2. The sample cases OBFQM reviewed during a given quarter may have included payments that related to prior quarters because it can take several months to review stewardship cases.

Although we presented these limitations to the Agency in previous reviews, SSA continued using the stewardship reviews to identify high-dollar overpayments based on OMB approval. For further information on these limitations, refer to our previous reviews.⁹

Each quarter of the FY, we receive support from the Agency for its stewardship reviews and select a random sample of 50 cases to review and ensure the support matches the data in the Electronic Quality Assurance system. We did not note any issues while reviewing the December 2015 and March, June, and September 2016 quarters.

Requirements of Executive Order Addressed by the Agency

In October 2014, OMB issued guidance for implementing requirements of Executive Order 13520.¹⁰ We reviewed the Agency Head Quarterly High-dollar Overpayment Reports for the quarters ended December 2015 and March, June, and September 2016 to ensure SSA complied with all the Executive Order's requirements.

⁹ See Footnote 7.

¹⁰ OMB Circular A-123, *Management's Responsibility for Enterprise Risk Management and Internal Control, Requirements for Implementing Executive Order 13520*, Appendix C, Part III, (October 20, 2014).

Required Information Included in Reports

According to OMB's guidance, all agencies that have programs susceptible to significant improper payments under IPIA, as amended by IPERA and IPERIA, are required to submit reports on high-dollar overpayments. At a minimum, the report should describe

1. the total amount of high-dollar overpayments made by the agency;
2. any actions the agency has taken or plans to take to recover high-dollar overpayments; and
3. any actions the agency will take to prevent future overpayments.¹¹

Agencies with programs susceptible to significant improper payments under IPIA, as amended by IPERA and IPERIA, are required to report quarterly on high-dollar overpayments that occurred in those specific programs. The guidance also states that, for any given quarter, if an agency with programs susceptible to significant improper payments has had no high-dollar overpayments, it should inform OMB and the agency's OIG that the agency had no high-dollar overpayments in that quarter.¹²

Based on the methodology SSA used for the quarters ended December 31, 2015 and March 31, June 30, and September 30, 2016, SSA did not report any high-dollar overpayments that met the Executive Order's criteria. The Agency submitted emails to OMB and the OIG on January 29, April 21, July 27, and October 27, 2016, stating that, based on the annual payment accuracy reviews from a representative sample of OASDI and SSI cases, no cases met the definition of a high-dollar overpayment. SSA timely submitted all four of these reports to the OIG and OMB.

Website Submission

According to OMB guidance, agencies may report high-dollar overpayment information to the public on their own Websites or through other mechanisms designed to allow the public access to agency information.¹³ On January 29, April 21, July 27, and October 27, 2016, SSA submitted emails to OMB and the OIG stating it had not identified any cases that met the definition of a high-dollar overpayment during each quarter. To ensure the public could view these reports, SSA updated its Website¹⁴ with information related to high-dollar overpayments for the quarters ended December 2015 and March, June, and September 2016.

¹¹ Id. at Section D3, p. 52.

¹² Id. at Section D4, p. 52.

¹³ Id.

¹⁴ <http://www.ssa.gov/improperpayments/highDollar.html>.

CONCLUSIONS

We reviewed reports on quarterly high-dollar overpayments for the quarters ended December 31, 2015 and March 31, June 30, and September 30, 2016. Additionally, we tested a sample of stewardship reviews each quarter to ensure the data the Agency provided matched the review results in the Electronic Quality Assurance system. We concluded that SSA's methodology did not detect any overpayments that met the Executive Order's criteria and complied with the Executive Order.

We noted that, while the data obtained through the stewardship reviews provided adequate results for payment accuracy, it limited the proper analysis of cases as part of the reporting of high-dollar overpayments. SSA informed us that, "... it is highly unlikely that the agency would identify improper overpayments to individuals, including via its stewardship reviews in SSI that would meet the criteria in the Executive Order's implementing guidance. . ." Although we presented these limitations to SSA in previous reviews,¹⁵ and it has acknowledged that it is unlikely to identify high-dollar overpayments using the current methodology, SSA continues using the stewardship reviews to identify high-dollar overpayments based on OMB approval.

AGENCY COMMENTS

SSA reviewed the draft report but did not provide any comments.



Rona Lawson
Assistant Inspector General for Audit

¹⁵ SSA OIG, *The Social Security Administration's Reporting of High-Dollar Overpayments Under Executive Order 13520* (A-15-10-21142), December 2010; SSA OIG, *The Social Security Administration's Reporting of High-Dollar Overpayments Under Executive Order 13520 in Fiscal Year 2011* (A-15-11-01140), December 2011; and SSA OIG, *The Social Security Administration's Reporting of High-dollar Overpayments Under Executive Order 13520 in Fiscal Year 2012* (A-15-13-13068), December 2012.

APPENDIX

Appendix A – SCOPE AND METHODOLOGY

To accomplish our objectives, we:

- Reviewed the Agency Head Quarterly High-dollar Overpayment Reports issued pursuant to Executive Order 13520, *Reducing Improper Payments and Eliminating Waste in Federal Programs*, for the quarters ended December 2015 and March, June, and September 2016.
- Reviewed applicable Federal laws.
- Reviewed applicable Office of Management and Budget guidance.
- Reviewed the Fiscal Year 2015 Stewardship Review Reports for the Old-Age, Survivors and Disability Insurance and Supplemental Security Income programs.
- Requested data from the Office of Budget, Finance, Quality, and Management to support the cases reviewed for the quarterly high-dollar overpayment reports.
- Analyzed the narrative of the Agency Head Quarterly High-dollar Overpayment reports to ensure compliance with all requirements of the Executive Order.

We determined the computerized data used during our review were sufficiently reliable given our objective, and the intended use of the data should not lead to incorrect or unintentional conclusions.

We conducted our review from February through November 2016 in Baltimore, Maryland. We conducted our review in accordance with the Council of the Inspectors General on Integrity and Efficiency's *Quality Standards for Inspection and Evaluation*.

MISSION

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