

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on 06/20/03. The requestor submitted a letter of withdrawal for the medical necessity issue.

### **I. DISPUTE**

Whether there should be reimbursement for CPT codes 99070-ST and 99070-AS on date of service 12-20-02.

### **II. RATIONALE**

The respondent denied CPT codes 99070-ST as “M, RD – the reimbursement for the service rendered has been determined to be fair and reasonable based on billing and payment research and is in accordance with Labor Code 413.011(B)” on date of service 12-20-02. The requestor failed to submit redacted EOBs to support charges and payment for similar treatment as required by the Labor Code 413.011(B); therefore, no additional reimbursement recommended.

The respondent denied CPT code 99070-AS as “G, YG – reimbursement for this procedure is included in the basic allowance for another procedure” on date of service 12-20-02. The respondent stated the anesthesia supplies were included with the radiology service (72265). 99070-AS is not a global charge. Recommend reimbursement as billed, \$394.00.

### **III. DECISION & ORDER**

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor **is** entitled to reimbursement for CPT code 99070-AS on date of service 12-20-02 in the amount of **\$394.00**. Pursuant to Sections 402.042, 413.016, 413.031, and 413.019 the Division hereby **ORDERS** the Respondent to remit **\$394.00** plus all accrued interest due at the time of payment to the Requestor within 20 days receipt of this Order.

The above Findings, Decision, and Order are hereby issued this 26th day of March 2004.

Dee Z. Torres  
Medical Dispute Resolution Officer  
Medical Review Division

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