

MEDICAL DISPUTE RESOLUTION FINDINGS AND DECISION

PART I: GENERAL INFORMATION

Type of Requestor: (x) HCP () IE () IC	Response Timely Filed? () Yes (x) No
Requestor's Name and Address Tenet Healthcare/Park Plaza Hospital 2401 Internet Boulevard, # 110 Frisco, Texas 75034	MDR Tracking No.: M4-05-1048-01
	TWCC No.:
	Injured Employee's Name:
Respondent's Name and Address PACIFIC EMPLOYERS INSURANCE CO 9901 BRODIE LN STE 160 PMB 225 AUSTIN TX 787485612 Box 15	Date of Injury:
	Employer's Name:
	Insurance Carrier's No.: 900000185

PART II: SUMMARY OF DISPUTE AND FINDINGS

Dates of Service		CPT Code(s) or Description	Amount in Dispute	Amount Due
From	To			
12-15-03	12-17-03	Surgical Admission	\$25,936.87	\$0.00

PART III: REQUESTOR'S POSITION SUMMARY

On behalf of Tenet Healthcare, we have reviewed the claim and payment for the above hospital admission. Our findings reveal this claim has not been paid according to the hospital fee guideline published by the Texas Workers' Compensation Commission (TWCC). This claim in the amount of \$55,441.25 is an inpatient surgical claim in which charges exceed \$40,000, the stoploss threshold amount, however payment is not based on this methodology and we request you to review this for Medical Dispute Resolution as a Fee Dispute.

PART IV: RESPONDENT'S POSITION SUMMARY

"The provider did not submit implant invoices that was requested on 2/3/04 and 2/4/04 for review. Based on information, recommended Payment at half. Additional charges were reviewed per the Texas fee guidelines. Recommendation will stand based on TWCC medical fee guidelines/rules".

PART V: MEDICAL DISPUTE RESOLUTION REVIEW SUMMARY, METHODOLOGY, AND/OR EXPLANATION

This dispute relates to inpatient services provided in hospital setting with reimbursement subject to the provisions of Rule 134.401 (Acute Care Inpatient Hospital Fee Guideline). The hospital has requested additional reimbursement according to the stop-loss method contained in that rule. Rule 134.401(c)(6) establishes that the stop-loss method is to be used for "unusually costly services." The explanation that follows this paragraph indicates that in order to determine if "unusually costly services" were provided, the admission must not only exceed \$40,000 in total audited charges, but also involve "unusually extensive services."

After reviewing the documentation provided by the provider, it does **not** appear that this particular admission involved "unusually extensive services." Accordingly, the stop-loss method does not apply and the reimbursement is to be based on the per diem plus carve-out methodology described in the same rule.

The total length of stay for this admission was two (2) days (consisting of 2 days for surgical). Accordingly, the standard per diem amount due for this admission is equal to \$2,236.00 (2 times \$1,118.00). In addition, the hospital is entitled to additional reimbursement for (implantables/MRIs/CAT Scans/pharmaceuticals) as follows:

An invoice from Stryker Howmedica Osteonics in the amount of \$5,944.00 X 110% = \$6,538.40

An invoice from NeuColl, Inc. in the amount of \$1,270.00 X 110% = \$1,397.00

The carrier has reimbursed the provider \$15,632.25

Considering the reimbursement amount calculated in accordance with the provisions of rule 134.401(c) compared with the amount previously paid by the insurance carrier, we find that no additional reimbursement is due for these services.

PART VI: COMMISSION DECISION

Based upon the review of the disputed healthcare services, the Medical Review Division has determined that the requestor is **not** entitled to additional reimbursement.

Ordered by:

03-30-05

Authorized Signature

Typed Name

Date of Order

PART VII: YOUR RIGHT TO REQUEST A HEARING

Either party to this medical dispute may disagree with all or part of the Decision and has a right to request a hearing. A request for a hearing must be in writing and it must be received by the TWCC Chief Clerk of Proceedings/Appeals Clerk within 20 (twenty) days of your receipt of this decision (28 Texas Administrative Code § 148.3). This Decision was mailed to the health care provider and placed in the Austin Representatives box on _____. This Decision is deemed received by you five days after it was mailed and the first working day after the date the Decision was placed in the Austin Representative's box (28 Texas Administrative Code § 102.5(d)). A request for a hearing should be sent to: Chief Clerk of Proceedings/Appeals Clerk, P.O. Box 17787, Austin, Texas, 78744 or faxed to (512) 804-4011. A copy of this Decision should be attached to the request.

The party appealing the Division's Decision shall deliver a copy of their written request for a hearing to the opposing party involved in the dispute.

Si prefiere hablar con una persona in español acerca de ésta correspondencia, favor de llamar a 512-804-4812.

PART VIII: INSURANCE CARRIER DELIVERY CERTIFICATION

I hereby verify that I received a copy of this Decision and Order in the Austin Representative's box.

Signature of Insurance Carrier: _____ Date: _____