Texas Department of Insurance, Division of Workers' Compensation
7551 Metro Center Drive, Suite 100 • Austin, Texas 78744-1609

MEDICAL DISPUTE RESOLUTION FINDINGS AND DECISION

PART I: GENERAL INFORMATION

Type of Requestor: (x) Health Care Provider ( ) Injured Employee ( ) Insurance Carrier

Requestor's Name and Address: Churchill Medical Inc. P.O. Box 120965 Arlington, TX 76012	MDR Tracking No.: M4-05-4676-01 Claim No.: Injured Employee's Name:
Respondent's Name and Address: American Economy Insurance Company Rep Box # 47	Date of Injury: Employer's Name: Half Price Books Records Magazines Insurance Carrier's No.: 06W040711416

PART II: REQUESTOR'S PRINCIPLE DOCUMENTATION AND POSITION SUMMARY

Requestor states they should be paid the additional $150.00 for CPT Code 99456 per the Texas MFG.

Principle Documentation:

1. Requestor's position statement
2. TWCC-60
3. EOB's
4. HCFA's

PART III: RESPONDENT'S PRINCIPLE DOCUMENTATION AND POSITION SUMMARY

Respondent states that that CPT Code 99456 was audited and paid in accordance with the fee schedule.

Principle Documentation: 1. TWCC-60 Response

PART IV: SUMMARY OF DISPUTE AND FINDINGS

Date(s) of Service	Denial Code	CPT Code(s) or Description	Part V Reference	Additional Amount Due (if any)
09/14/04	F	99456	1	$150.00
TOTAL DUE				$150.00

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

Section 413.011(a-d) titled (Guidelines and Medical Policies), and Commission Rule 134.202 titled Medical Fee Guideline effective August 1, 2003 set out reimbursement guidelines.

1. CPT Code 99456 for date of service 09/14/04 denied as "F" , Rule 134.202(c) (6) states that "For products and services for which CMS or the commission does not establish a relative value, which may be based on nationally recognized published relative value studies, published commission medical dispute decisions and values assigned for services involving similar work and resource commitments". Rule 134.202 (C) (iii) "states that an examining doctor, other than a treating doctor shall bill using the work related or medical disability examination by other than the treating physician". Designated Doctor MMI Evaluation Base is $350.00 plus one body area for an IR Evaluation ($150.00-DRE Spine), total billed was $500.00. Carrier made payment of $350.00 leaving a $150.00 balance. Reimbursement is recommended in the amount of $150.00

PART VI: GENERAL PAYMENT POLICIES/REFERENCES IMPACTING DECISION

28 Texas Administrative Code Sec. §413.011(a-d)
28 Texas Administrative Code Sec. §134.201
28 Texas Administrative Code Sec. §134.202

PART VII: DIVISION DECISION AND ORDER

Based upon the documentation submitted by the parties and in accordance with the provisions of Texas Labor Code, Sec. 413.031, the Division has determined that the requestor **is** entitled to additional reimbursement **in the amount of $150.00.**

Ordered by:

		02/10/06
Authorized Signature	Typed Name	Date of Order

PART VIII: YOUR RIGHT TO REQUEST JUDICIAL REVIEW

Appeals of medical dispute resolution decisions and orders are procedurally made directly to a district court in Travis County [see Texas Labor Code, Sec. 413.031(k), as amended and effective Sept. 1, 2005]. An appeal to District Court must be filed not later than 30 days after the date on which the decision that is the subject of the appeal is final and appealable. The Division is not considered a party to the appeal.

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