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: Southwest Medical Examination Services Inc. 7502 Greenville Avenue, Suite 600 Dallas, TX 75231	MDR Tracking No.: M4-05-6393-01 Claim No.: Injured Employee's Name:
Respondent's Name and Address: Safeguard Insurance Company Rep Box # 11	Date of Injury: Employer's Name: Apache Hose & Belting Co. Inc. Insurance Carrier's No.: 290065468100

PART II: REQUESTOR'S PRINCIPLE DOCUMENTATION AND POSITION SUMMARY

The Respondent states their claim was paid incorrectly.

Principle Documentation:

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

PART III: RESPONDENT'S PRINCIPLE DOCUMENTATION AND POSITION SUMMARY

Respondent states that the charge exceeds other providers.

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)
04/20/04	RC 40	99456 WP	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. Code 99456-WP for date of service 04/20/04 denied with RC 40 (carrier states that the charge for the service exceeds an amount which would appear reasonable when compared to the charges of other providers in the same geographic area). The Requestor submitted a copy of the patient's medial history report dated 04/20/04. Per Rule 134.202(e)(6)(C)(iii) and (D)(II)(b)(1), the submitted report supports services were rendered as billed. The Requestor billed $650.00 for the exam; the Respondent reimbursed the Requestor $500.00. Therefore, additional reimbursement in the amount of $150.00 is recommended.

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:

Authorized Signature	Typed Name	Date of Order
		02/17/06

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.