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: Steven J. Enabnit, D.C. 4010 College street #200 Beaumont, TX 77707	MDR Tracking No.: M4-05-9940-01 Claim No.: Injured Employee's Name:
Respondent's Name and Address: Sorm Rep Box # 45	Date of Injury: Employer's Name: State Of Texas Insurance Carrier's No.: WC2284446

PART II: REQUESTOR'S PRINCIPLE DOCUMENTATION AND POSITION SUMMARY

Requestor states they billed in accordance to CMS/TWCC Guidelines.

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 they are maintaining their denial.

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)
10/08/04	100	97112	1	$34.70
10/08/04	100	97110	2	$140.36
03/28/05	97	97140	3	$00.00
TOTAL DUE				$175.06

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 97112 for date of service denied with "100" (charge included in another billed procedure). Per Rule 134.202(b) and CMS-CCI Edits (Center For Medicare Services Correct Coding Initiative) this code is considered to be a mutually exclusive procedure to another code which was billed on the same date of service. A modifier is allowed to differentiate between the serviced provided. The requestor did attach a modifier therefore reimbursement in the amount of $34.70 ($27.76 x 125% =$34.70) is recommended.
2. CPT Code 97110 for date of service denied with "100" (charge included in another billed procedure). Per Rule 134.202(b) and CMS-CCI Edits (Center For Medicare Services Correct Coding Initiative) this code is considered to be a mutually exclusive procedure to another code which was billed on the same date of service. A modifier is allowed to differentiate between the serviced provided. The requestor did attach a modifier therefore reimbursement in the amount of $140.36 ($28.07 x 125% = $35.09 x 4 units=$140.36) is recommended.
3. CPT Code 97140 for date of service 03/28/05 was withdrawn on 07/12/05 by the requestor. Therefore it is not in dispute.

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 $175.06.**

Ordered by:

		03/17/2006
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.