

INDEPENDENT BILLING REVIEW FINAL DETERMINATION

September 1, 2015

[REDACTED]
[REDACTED]
[REDACTED]

IBR Case Number:	CB15-0001304	Date of Injury:	11/11/1993
Claim Number:	[REDACTED]	Application Received:	08/10/2015
Claims Administrator:	[REDACTED]		
Date(s) of service:	03/12/2015		
Provider Name:	[REDACTED]		
Employee Name:	[REDACTED]		
Disputed Codes:	99358 and 99359		

Dear [REDACTED]

MAXIMUS Federal Services has completed the Independent Bill Review (“IBR”) of the above workers’ compensation case. This letter provides you with the IBR Final Determination and explains how the determination was made.

Final Determination: OVERTURN. MAXIMUS Federal Services has determined that additional reimbursement is warranted. The Claims Administrator’s determination is reversed and the Claim Administrator owes the Provider additional reimbursement of \$195.00 for the review cost and \$721.83 in additional reimbursement for a total of \$916.83. A detailed explanation of the decision is provided later in this letter.

The Claim Administrator is required to reimburse the Provider a total of \$916.83 within 45 days of the date on this letter per section 4603.2 (2a) of the California Labor Code. The determination of MAXIMUS Federal Services and its expert reviewer is deemed to be the Final Determination of the Administrative Director of the Division of Workers’ Compensation. This determination is binding on all parties. In certain limited circumstances, you can appeal the Final Determination. Appeals must be filed with the Workers’ Compensation Appeals Board within 20 days from the date of this letter. For more information on appealing the final determination, please see California Labor Code Section 4603.6(f).

Sincerely,

Paul Manchester, MD, MPH
Medical Director

cc: [REDACTED]
[REDACTED]

DOCUMENTS REVIEWED

Pertinent documents reviewed to reach the determination:

- The Independent Bill Review Application
- The original billing itemization
- Supporting documents submitted with the original billing
- Explanation of Review in response to the original bill
- Request for Second Bill Review and documentation
- Supporting documents submitted with the request for second review
- The final explanation of the second review
- Official Medical Fee Schedule
- Negotiated contracted rates: Contract Agreement
- National Correct Coding Initiatives

HOW THE IBR FINAL DETERMINATION WAS MADE

MAXIMUS Federal Services Chief Coding Specialist reviewed the case file and researched pertinent coding and billing standards to reach a determination. In some cases a physician reviewer was employed to review the clinical aspects of the care to help make a determination. He/she has no affiliation with the employer, employee, providers or the claims administrator. The expert reviewer was selected based on his/her clinical experience, education, background, and expertise in the same or similar specialties that evaluate and/or treat the medical condition and disputed items/services.

ANALYSIS AND FINDING

Based on review of the case file the following is noted:

- **ISSUE IN DISPUTE:** Provider is dissatisfied with denial of codes 99358 and 99359
- Claims Administrator denied codes indicating on the Explanation of Review “This is a bundled code, there is no RVU or payment amount for this service”
- As per § 9792.5.7. (C) Requesting Independent Bill Review If applicable, the relevant contract provisions for reimbursement rates under Labor Code section 5307.11.
- § 5307.11: A health care provider or health facility licensed pursuant to Section 1250 of the Health and Safety Code, and a contracting agent, employer, or carrier may contract for reimbursement rates different from those in the fee schedule adopted and revised pursuant to Section 5307.1. When a health care provider or health facility licensed pursuant to Section 1250 of the Health and Safety Code, and a contracting agent, employer, or carrier contract for reimbursement rates different from those in the fee schedule, the medical fee schedule for that health care provider or health facility licensed pursuant to Section 1250 of the Health and Safety Code shall not apply to the contracted reimbursement rates.
- Submitted for review is the Provider’s Request for Authorization which documents CPT 99358 and 99359 for Record Review.
- RFA showing “Approved” and signed by Authorized Claims Administrator dated 2/19/15 signifies contract agreement between the two parties.

- Provider’s Psychiatric Evaluation Report documents Record Review & Other Non-Face to Face Activities as 4 hours and 45 minutes. 1 unit of 99358 and 8 units of 99359.
- Based on information reviewed, reimbursement of codes 99358 and 99359 is warranted.
- EOR received reflects a 5% PPO discount to be applied to reimbursement.

The table below describes the pertinent claim line information.

DETERMINATION OF ISSUE IN DISPUTE: Reimbursement of codes 99358 and 99359

Date of Service: 03/12/2015						
Physician Services						
Service Code	Provider Billed	Plan Allowed	Dispute Amount	Units	Workers’ Comp Allowed Amt.	Notes
99358/9 9359	\$759.82	\$0.00	\$759.82	9	\$721.83	DISPUTED SERVICE: Allow reimbursement \$721.83

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