

**INDEPENDENT BILLING REVIEW FINAL DETERMINATION**

October 24, 2014

[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]

<b>IBR Case Number:</b>	CB14-0000295	<b>Date of Injury:</b>	12/05/2011
<b>Claim Number:</b>	[Redacted]	<b>Application Received:</b>	3/3/2014
<b>Claims Administrator:</b>	[Redacted]		
<b>Provider Name:</b>	[Redacted]		
<b>Employee Name:</b>	[Redacted]		
<b>Disputed Codes:</b>	97799		

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.

IBR Case Assigned: 4/18/2014

**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 \$335.00 for the review cost and \$3441.39 in additional reimbursement for a total of \$3776.39. A detailed explanation of the decision is provided later in this letter.**

The Claim Administrator is required to reimburse the Provider a total of \$3776.39 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 30 days from the date of this letter. For more information on appealing the final determination, please see California Labor Code Section 4610.6(h).

Sincerely,

[Redacted]

Chief Coding Reviewer

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: PPO Contract Discount
- National Correct Coding Initiatives
- Other: OMFS Physician Services Guidelines and Ground Rules

## **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 dissatisfied with reimbursement of code 97799-86
- Documents reviewed included the Request for Authorization of Medical Treatment for 97799 x 80 additional hours at \$225.00 an hour.
- Claims Administrator's Utilization Review approved 80 additional hours of Functional Restoration Program dated October 29, 2013.
- Provider was reimbursed \$2116.11 and is seeking additional reimbursement of \$3441.39.
- Explanation of Review shows Claims Administrator reimbursed the Provider \$2116.11 and indicated "Code 97799 changed to 97670 " better defining services performed" and "The Fee Schedule does not include a value for the procedure code billed. An allowance has been made which is based on charges for similar/comparable services."
- CPT code 97670 is also an unlisted By Report code.
- Utilization Review does not state procedure code 97799 (treatment requested by Provider) would be changed to 97670.

Based on review of the Physician's Weekly Progress Report, Physical Therapy Report, Psychological & Behavioral Progress Note, procedure code 97799-86 is substantiated as the Provider documented services performed.

- The Physician Evaluation details the injured worker's medical history, current medications; physical examination including functional strength, range of motion, function movement and lifting, dynamic posture and stabilization, psychological evaluation, treatment plan and a formal request for authorization, a thorough evaluation was performed on this injured worker.
- PPO Contract was reviewed and shows a 5% discount is to be applied.

The table below describes the pertinent claim line information.

**DETERMINATION OF ISSUE IN DISPUTE: Based on documentation received, reimbursement of code 97799-86 is warranted in the amount listed below.**

<b>Date of Service: 11/04/2013 – 11/08/2013</b>						
<b>[REDACTED]</b>						
<b>Service Code</b>	<b>Provider Billed</b>	<b>Plan Allowed</b>	<b>Dispute Amount</b>	<b>Units</b>	<b>Workers' Comp Allowed Amt.</b>	<b>Notes</b>
97799	\$ 5850.00	\$ 2116.11	\$ 3441.39	26 Hours	\$ 5557.50	<b>DISPUTED ISSUE:</b> Allow reimbursement of \$ 3441.39

Copy to:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Copy to:

[REDACTED]  
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[REDACTED]