

INDEPENDENT BILLING REVIEW FINAL DETERMINATION

October 14, 2015

[REDACTED]
[REDACTED]
[REDACTED]

| | | | |
|-----------------------|--------------|-----------------------|------------|
| IBR Case Number: | CB15-0001644 | Date of Injury: | 06/05/2009 |
| Claim Number: | [REDACTED] | Application Received: | 09/18/2015 |
| Claims Administrator: | [REDACTED] | | |
| Date(s) of service: | 02/17/2015 | | |
| Provider Name: | [REDACTED] | | |
| Employee Name: | [REDACTED] | | |
| Disputed Codes: | ML103-94 | | |

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 \$612.67 in additional reimbursement for a total of \$807.67. A detailed explanation of the decision is provided later in this letter.

The Claim Administrator is required to reimburse the Provider a total of \$807.67 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
- 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 reimbursement of ML 103
- Claims Administrator reimbursed \$324.83 after changing ML 103 to 99215 and WC004.
- Provider was requested as a Qualified Medical Examiner to evaluate and supply a report “discussing permanent disability, if any, apportionment, causation, future medical care as well as any periods of temporary total disability.”
- Provider’s report documents 1 hour face to face and 3 hours of report preparation. Also found in report, Provider addresses causation, apportionment, permanent and stationary status and future medical care.
- Based on documentation reviewed, reimbursement of ML 103 is warranted.
- Provider appended modifier -94, Evaluation and medical-legal testimony performed by an Agreed Medical Evaluator.
- Provider performed the evaluation as a QME not AME. Therefore, additional reimbursement for modifier-94 is not warranted.

The table below describes the pertinent claim line information.

DETERMINATION OF ISSUE IN DISPUTE: Reimbursement of code ML 103

| Date of Service: 02/17/2015 | | | | | |
|------------------------------------|------------------------|---------------------|-----------------------|-----------------------------------|---|
| Medical Legal Services | | | | | |
| Service Code | Provider Billed | Plan Allowed | Dispute Amount | Workers' Comp Allowed Amt. | Notes |
| ML 103 | \$1,171.88 | \$324.83 | \$847.05 | \$937.50 | DISPUTED SERVICE: Allow reimbursement \$612.67 |

Copy to:

[REDACTED]
[REDACTED]
[REDACTED]

Copy to:

[REDACTED]
[REDACTED]
[REDACTED]