

INDEPENDENT BILLING REVIEW FINAL DETERMINATION

October 18, 2015

[REDACTED]
[REDACTED]
[REDACTED]

IBR Case Number:	CB15-0001950	Date of Injury:	02/12/2007
Claim Number:	[REDACTED]	Application Received:	10/20/2015
Claims Administrator:	[REDACTED]		
Date(s) of service:	05/12/2015		
Provider Name:	[REDACTED]		
Employee Name:	[REDACTED]		
Disputed Codes:	80053 and 36415		

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 \$20.89 in additional reimbursement for a total of \$215.89. A detailed explanation of the decision is provided later in this letter.

The Claim Administrator is required to reimburse the Provider a total of **\$215.89** 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, M.D., M.P.H.
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
- OMFS

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 seeking remuneration for 36145 Venipuncture and 80053 Comprehensive Medical Panel performed at a Hospital Outpatient facility on 05/12/2015.**
- The Claims Administrator denied charge as “the Official Medical Fee Schedule does not list this code.”
- UB-04, Hospital Outpatient Bill Type.
- EOR’s reflect \$0.00 payment for charges.
- **CCR § 9789.30**, subsections (a) adjusted conversion factor, (e) APC payment rate, (f) APC relative weight, (j) Facility Only Services, (q) labor-related share, (r) market basket inflation factor, and (z) wage index, are adjusted to conform to the Medicare hospital outpatient prospective payment system (HOPPS) final rule of December 10, 2013, the relative values in the **2014** Medicare Physician fee schedule, and the wage index values in the Medicare IPSP final rule of August 19, 2013, and associated rules and notices to the IPSP final rule published in the Federal Register. The adjustments to these subsections are specified in section 9789.39 by date of service. (4) The maximum allowable fee for clinical diagnostic tests shall be determined according to Section 9789.50
- **CPT 80053 and 36415** are reimbursable pursuant to **CCR § 9789.50 (a)** Pathology and Laboratory: Effective for services after January 1, 2004, the maximum reasonable fees for pathology and laboratory services shall not exceed one hundred twenty (120) percent of the rate for the same procedure code in the CMS' Clinical Diagnostic Laboratory Fee Schedule, as established by Sections 1833 and 1834 of the Social Security Act (42 U.S.C. §§ 1395l and 1395m) and applicable to California

- Based on the aforementioned documentation and guidelines, reimbursement is warranted for 36145 & 80053.

The table below describes the pertinent claim line information.

DETERMINATION OF ISSUE IN DISPUTE: 36415 and 80053

Date of Service: 05/12/2015						
HOPPS						
Service Code	Provider Billed	Plan Allowed	Dispute Amount	Units	Workers' Comp Allowed Amt.	Notes
36145	\$7.00	\$0.00	\$3.60	1	\$3.60	Refer to Analysis
80053	\$73.00	\$0.00	\$17.29	1	\$17.29	Refer to Analysis

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