

INDEPENDENT BILLING REVIEW FINAL DETERMINATION

April 22, 2016

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

IBR Case Number:	CB16-0000462	Date of Injury:	09/15/2016
Claim Number:	[REDACTED]	Application Received:	03/21/2016
Claims Administrator:	[REDACTED]		
Date(s) of service:	09/15/2015 – 09/15/2015		
Provider Name:	[REDACTED]		
Employee Name:	[REDACTED]		
Disputed Codes:	96374, 96375, 96376, 71250, 72128, 72131, 74176, 99283-25, J1170, and J2405		

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: UPHOLD. MAXIMUS Federal Services has determined that no additional reimbursement is warranted. The Claims Administrator’s determination is upheld and the Claim Administrator does not owe the Provider additional reimbursement. A detailed explanation of the decision is provided later in this letter.

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 96374, 96375, 96376, 71250, 72128, 72131, 74176, 99283-25, J1170, and J2405, submitted for date of service 09/15/2015.**
- Provider indicates services not paid in accordance with Contractual Agreement “90 % of total billed charges.”
- **Opportunity to Dispute Eligibility communicated with the Claims Administrator on 03/21/2016; response received 04/06/2016.** The Claims Administrator states the following: “Provider has mandatory arbitration language which requires them to address all contractual issues directly with (Contracting Entity).”
- Contractual Agreement reviewed, § 6.10 Dispute Resolution indicates the following:
(a) (Contracting Entity) and the Contract Hospital agree to provide the other party with written notice of any alleged breach of this Contract. The notice shall include reasonable detail of the event(s) which constitute the alleged breach.
- **SBR** letter reviewed, Contracting Entity not reflected on communication.
- **Administrative Rules Article 5.5.0. § 9792.5.7.** Requesting Independent Bill Review (b) Unless as permitted by section 9792.5.12, independent bill review shall only be conducted if the only dispute between the provider and the claims administrator is the amount of payment owed to the provider. Any other issue, including issues of contested liability or the **applicability of a contract for reimbursement rates** under Labor Code section 5307.11 shall be resolved before seeking independent bill review.
- **Based on the aforementioned documentation and guidelines, IBR is prohibited in determining contractual disputes relating to services 96374, 96375, 96376, 71250, 72128, 72131, 74176, 99283-25, J1170, and J2405.**

The table on page 4 describes the pertinent claim line information.

DETERMINATION OF ISSUE IN DISPUTE: 96374, 96375, 96376, 71250, 72128, 72131, 74176, 99283-25, J1170, and J2405

Date of Service: 09/15/2015 HOPPS						
Service Code	Provider Billed	Plan Allowed	Dispute Amount	Units	Workers' Comp Allowed Amt.	Notes
96374, 96375, 96376, 71250, 72128, 72131, 74176, 99283- 25, J1170, and J2405	\$18,886.30	\$950.93	\$17,935.77	-	\$950.93	Refer to Analysis

Copy to:

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]