

Medical Fee Dispute Resolution Findings and Decision

General Information

Requestor Name

ACADIAN AMBULANCE
SVC OF TEXAS

Respondent Name

STATE OFFICE OF RISK MANAGEMENT

MFDR Tracking Number

M4-23-0124-01

Carrier's Austin Representative

Box Number 45

DWC Date Received

September 15, 2022

Summary of Findings

| Dates of Service | Disputed Services | Amount in Dispute | Amount Due |
|------------------|-----------------------|-------------------|------------|
| April 23, 2021 | Codes A0427 and A0425 | \$659.71 | \$0.00 |
| Total | | \$659.71 | \$0.00 |

Acadian Ambulance (AASI) transported the patient from Camp Swift on April 23, 2021, referenced above as a result of a call from a 911 call for an emergency transport to St David's ER, Bastrop. Patient was transported directly to the ER for necessary care needed as a result of what has since been reported to AASI as a work related injury ... At this time Acadian Ambulance requests that our claim be reviewed and reprocessed for additional payment equal to the total charges billed to State Office of Risk Management.

Amount in Dispute: \$659.71

Respondent's Position

The Office performed an in-depth review of the dispute packet submitted by the Acadian Ambulance Svc of Texas and will maintain our original denials of 29-time limit for filing has expired at this time and respectfully request this medical fee dispute be dismissed due to it is not eligible for review pursuant to 28 TAC Rule §133.307 (c)(1) as the requestor has failed to submit a request for medical dispute resolution within 1 year from date of service as the request was

received by Division on September 15, 2022.

Response Submitted by: State Office of Risk Management

Findings and Decision

Authority

This medical fee dispute is decided according to Texas Labor Code §413.031 and applicable rules of the Texas Department of Insurance, Division of Workers' Compensation (DWC).

Statutes and Rules

1. 28 TAC §133.307 sets out the procedures for resolving medical fee disputes.

Denial Reasons

The insurance carrier [reduced or denied] the payment for the disputed services with the following claim adjustment codes:

- 29 – The time limit for filing has expired
- Other denial codes provided on explanation of benefits not legible

Issues

1. Did the requestor waive the right to medical fee dispute resolution?

Findings

1. 28 Texas Administrative Code §133.307(c)(1) states:

Timeliness. A requestor shall timely file the request with the division's MFDR Section or waive the right to MFDR. The division shall deem a request to be filed on the date the MFDR Section receives the request. A decision by the MFDR Section that a request was not timely filed is not a dismissal and may be appealed pursuant to subsection (g) of this section.

(A) A request for MFDR that does not involve issues identified in subparagraph (B) of this paragraph shall be filed no later than one year after the date(s) of service in dispute.

The date of the services in dispute is April 23, 2021. The request for medical fee dispute resolution was received in the Medical Fee Dispute Resolution (MFDR) Section on September 15, 2022. This date is later than one year after the date(s) of service in dispute. Review of the submitted documentation finds that the disputed services do not involve issues identified in §133.307(c)(1)(B). The Division concludes that the requestor has failed to timely file this dispute with the Division's MFDR Section; consequently, the requestor has waived the right to medical fee dispute resolution.

Conclusion

The outcome of this medical fee dispute is based on the evidence presented by the requestor and the respondent at the time of adjudication. Though all evidence may not have been discussed, it was considered.

DWC finds the requestor has not established that additional reimbursement is due.

Order

Under Texas Labor Code §§413.031 and 413.019, DWC has determined the requestor is not entitled to additional reimbursement for the disputed services.

Authorized Signature



Signature



Medical Fee Dispute Resolution Officer

October 7, 2022

Date

Your Right to Appeal

Either party to this medical fee dispute has a right to seek review of this decision under 28 TAC §133.307, which applies to disputes filed on or after **June 1, 2012**.

A party seeking review must submit DWC Form-045M, *Request to Schedule, Reschedule, or Cancel a Benefit Review Conference to Appeal a Medical Fee Dispute Decision (BRC-MFD)* and follow the instructions on the form. You can find the form at www.tdi.texas.gov/forms/form20numeric.html. DWC must receive the request within **20 days** of when you receive this decision. You may fax, mail, or personally deliver your request to DWC using the contact information on the form or the field office handling the claim. If you have questions about DWC Form-045M, please call CompConnection at 1-800-252-7031, option 3 or email CompConnection@tdi.texas.gov.

The party seeking review of the MFDR decision must deliver a copy of the request to all other parties involved in the dispute at the same time the request is filed with DWC. **Please include a copy of the *Medical Fee Dispute Resolution Findings and Decision*** with any other required information listed in 28 TAC §141.1(d).

Si prefiere hablar con una persona en español acerca de ésta correspondencia, favor de llamar a 1-800-252-7031, opción 3 o correo electrónico CompConnection@tdi.texas.gov.