



## Medical Fee Dispute Resolution Findings and Decision

### General Information

**Requester Name**

METHODIST HEALTH SYSTEMS

**Respondent Name**

TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK

**MFDR Tracking Number**

M4-25-2902-01

**Carrier's Austin Representative**

Box Number 19

**Date Received**

July 1, 2025

### Summary of Findings

Dates of Service	Disputed Services	Amount in Dispute	Amount Due
November 23, 2023	Emergency room visit	\$267.79	\$0.00

### Requester's Position

"REQUESTING REVIEW OF TIMELY DENIAL."

**Amount in Dispute:** \$267.79

### Respondent's Position

"The provider filed a DWC 60, seeking Medical Fee Dispute Resolution for a date of service of November 23, 2023. The provider is not entitled to Medical Fee Dispute Resolution on the basis that the provider did not file its DWC 60 no later than one year following the date of service. See rule 133.307 (c)(1)(A). Since the provider did not timely file its request for Medical Fee Dispute Resolution, the provider should either withdraw its request for Medical Fee Dispute Resolution, or the Division should dismiss it. Specifically, the date of service was on November 23, 2023 and the DWC 60 was not filed with DWC until July 1, 2025."

**Response Submitted by:** Flahive Ogden & Latson

### Findings and Decision

## **Authority**

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

## **Statutes and Rules**

1. [28 Texas Administrative Code \(TAC\) §133.305](#) sets out the procedures for resolving medical disputes.
2. [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:

- 200 – Per 133.20, a medical bill shall not be submitted later than the 1<sup>st</sup> day of the 10<sup>th</sup> month (<08/31/05) or 95 days (>09/01/05) after DOS
- 29 – The time limit for filing has expired
- 350 – Bill has been identified as a request for reconsideration or appeal
- W3 – In accordance with TDI-DWC Rule 134.804. This bill has been identified as a request for reconsideration or appeal

## **Issues**

Has the Requester waived their right to medical fee dispute resolution?

## **Findings**

The Requester seeks payment in the amount of \$267.79, for medical services provided on November 23, 2023.

28 TAC §133.307 (c) (1) states in the pertinent part, "Timeliness. A Requester must timely file the request with the division or waive the right to MFDR. The division will deem a request to be filed on the date the division receives the request. A decision by the division that a request was not timely filed is not a dismissal and may be appealed pursuant to subsection (g) of this section."

The service in question was performed on November 23, 2023. The medical fee dispute was received by the Division on July 1, 2025. This date is more than a year following the in-question date(s) of service.

28 TAC §133.307 (c) (1) (A) states, "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."

A review of the submitted documentation finds that the disputed service(s) does not involve issues identified in 28 TAC §133.307 (c) (1) (B). The Division concludes that the Requester has failed to timely file this dispute with the Division; consequently, the Requester 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 Requester and the respondent at the time of adjudication. Though all evidence may not have been discussed, it was considered.

The Division finds the Requester has not established that reimbursement of is due.

**Order**

Under Texas Labor Code §§413.031 and 413.019, the Division has determined the Requester is entitled to \$0.00 reimbursement for disputed services.

**Authorized Signature**

[Redacted Signature]

August 11, 2025

Signature

Medical Fee Dispute Resolution Officer

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](http://www.tdi.texas.gov/forms/form20numeric.html). The Division must receive the request within **20 days** of when you receive this decision. You may fax, mail, or personally deliver your request to the Division using the contact information on the form or the field office handling the claim. If you have questions about the DWC Form-045M, call CompConnection at 1-800-252-7031, option 3 or email [CompConnection@tdi.texas.gov](mailto: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 the Division. **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 electronico [CompConnection@tdi.texas.gov](mailto:CompConnection@tdi.texas.gov).