



Medical Fee Dispute Resolution Findings and Decision

General Information

Requester Name

Peak Integrated Healthcare

Respondent Name

Zurich American Insurance Company

MFDR Tracking Number

M4-25-2939-01

Insurance Carrier's Austin Representative

BOX 19 Flahive Ogden & Latson

DWC Date Received

July 18, 2025

Summary of Findings

Date(s) of Service	Disputed Services	Amount in Dispute	Amount Due
June 16, 2025	99080 Medical Documentation	\$116.00	\$0.00
Total		\$116.00	\$0.00

Requester's Position

"AFTER RECONSIDERATION WE WERE AGAIN DENIED STATING 'NON COVERED CHARGE.' WE DISAGREE, WE HAVE ATTACHED DOCUMENTATION AND SUFFICIENT RULES SUPPORTING PAYMENT FOR SERVICES/DOCUMENTATION SUBMITTED PER TDI RULES."

Amount In Dispute: \$116.00

Respondent's Position

"We have escalated the bills in question for manual review to determine if additional monies are owed."

Response Submitted By: Gallagher Bassett

Findings and Decision

Authority

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

Statutes and Rules

1. 28 Texas Administrative Code (TAC) Section [133.307](#) sets out the procedures for resolving medical fee disputes.
2. 28 TAC Section [127.10](#) provides the general procedures for designated doctor examinations.
3. 28 TAC Section [133.10](#) sets out the requirements for a complete medical bill.
4. 28 TAC Section [134.120](#) sets out the fee guidelines for medical documentation.
5. 28 TAC Section [134.203](#) sets out the fee guidelines for professional medical services.

Adjustment Reasons

The insurance carrier denied payment for the disputed services with the following reasons:

1. 247 – A payment or denial has already been recommended for this service.
2. B13-3 (90202) – Previously paid. Payment for this claim/service may have been provided in a previous payment.
3. 00663 – Reimbursement has been calculated based on the state guidelines
4. P12 – Workers' compensation jurisdictional fee schedule adjustment.
5. 181 – Procedure code was invalid on the date of service.
6. 236-2 – This procedure or procedure/modifier combination is not compatible with another procedure or procedure/modifier combination provided on the same day according to the National Correct Coding Initiative or workers compensation state regulations/ fee schedule requirements.
7. 242 – Services not provided by network/primary care providers.
8. 254 – Claim received by the dental plan, but benefits not available under this plan. Submit these services to the patient's medical plan for further consideration.
9. 90391 – Payment adjusted because this procedure code was invalid on the date of service.
10. 96 – Non-covered charge(s).

Issues

1. What is DWC considering in this medical fee dispute?
2. Is the procedure code in question a valid code?
3. Is the insurance carrier's denial based on Medicare NCCI edits supported?
4. Is the requester entitled to reimbursement?

Findings

1. The requester is seeking reimbursement of \$116.00 for sending medical documentation to a

designated doctor billed with procedure code 99080 for one unit on date of service June 16, 2025. The insurance carrier denied payment in full. DWC will review this service for reimbursement.

2. Per explanations of benefits dated July 1, 2025, and July 15, 2025, the insurance carrier denied payment, in part, stating that the "procedure code was invalid on the date of service."

DWC finds that procedure code 99080 is a valid CPT code for documentation.

3. The insurance carrier also denied payment based on Medicare NCCI edits.

Although DWC adopts Medicare payment policies by reference in applicable rule 28 TAC §134.203, the relevant portion of paragraph (a)(7) of that rule states that specific provisions contained in the Texas Labor Code or DWC rules shall take precedence over any conflicting provision adopted or utilized by CMS in administering the Medicare program.

DWC finds that the CMS provision that bundles the service in question is in direct conflict with 28 TAC Section 127.10(a)(1), which states, in relevant part, "The treating doctor and insurance carrier must provide the designated doctor copies of all the injured employee's medical records in their possession relating to the medical condition to be evaluated by the designated doctor ... (B) The cost of copying must be reimbursed in accordance with §134.120 of this title ..."

DWC finds that submission of medical documents to a designated doctor is a covered service and not subject to Medicare bundling. The insurance carrier's denial of payment for this reason is not supported.

4. DWC finds that 28 TAC Section 133.10(f)(1)(T) requires the number of units for the billed service in CMS-1500, field 24G. The requester billed one unit in this field.

28 TAC Section 134.120(f)(1) states that the reimbursement for copies of medical documentation is \$.50 per page. In a document dated June 16, 2025, submitted as evidence, the requester indicated that it submitted "232 pages of medical records." However, since the requester only indicated a single unit on the medical bill, the maximum allowable reimbursement (MAR) would be \$0.50.

Based on the evidence presented, the requester is seeking \$116.00. DWC finds that the service as billed does not support entitlement to this amount. DWC finds that the requester is not entitled to reimbursement for the service in question.

Conclusion

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

DWC finds the requester has not established that reimbursement is due.

Order

Under Texas Labor Code Sections [413.031](#) and [413.019](#), DWC has determined the requester is entitled to \$0.00 reimbursement for the disputed services.

Authorized Signature

Signature

Medical Fee Dispute Resolution Officer

February 2, 2026

Date

Your Right to Appeal

Either party to this medical fee dispute has a right to seek review of this decision under 28 TAC Section [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 800-252-7031, option three 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 this *Medical Fee Dispute Resolution Findings and Decision*** with any other required information listed in 28 TAC Section [141.1\(d\)](#).

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