



# Medical Fee Dispute Resolution Findings and Decision

## General Information

**Requester Name**

Peak Integrated Healthcare

**Respondent Name**

Great American Alliance Insurance

**MFDR Tracking Number**

M4-26-1142-01

**Insurance Carrier's Austin Representative**

BOX 19 Flahive Ogden & Latson

**DWC Date Received**

December 16, 2025

## Summary of Findings

Date(s) of Service	Disputed Services	Amount in Dispute	Amount Due
September 18, 2025	99080 Medical Documentation	\$48.50	\$0.00
<b>Total</b>		\$48.50	\$0.00

## Requester's Position

"AFTER RECONSIDERATION WE WERE AGAIN DENIED STATING 'workers compensation jurisdictional fee adjustment.' WE DISAGREE. WE HAVE ATTACHED DOCUMENTATION AND SUFFICIENT RULES SUPPORTING PAYMENT FOR SERVICES/DOCUMENTATION SUBMITTED PER TDI RULES."

**Amount In Dispute:** \$48.50

## Respondent's Position

"... the provider under Chapter 127 was required to submit the medical records to the designated doctor.

"The provider's reference to rule 137.120 simply identifies the amount of the reimbursement. There is nothing in that rule that requires the carrier to reimburse the provider for copies of medical

records sent to a designated doctor ... the provider is not entitled to any reimbursement from the carrier."

**Response Submitted By:** Flahive, Ogden & Latson

## **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. 97 – The benefit for this service is included in the payment/allowance for another service/procedure that has already been adjudicated.
2. 375 – Please see special \*Note\* below.
3. H39 – No allowance was recommended as this procedure has a Medicare status of "B" (Bundled).
4. Note: "IF ALLOWANCE IS RECOMMENDED, PAYMENT TO FOLLOW UNDER SEPARATE COVER"
5. P12 – Workers' compensation jurisdictional fee schedule adjustment.

### Issues

1. What is DWC considering in this medical fee dispute?
2. Is the insurance carrier's denial of payment supported?
3. Is the requester entitled to reimbursement?

### Findings

1. The requester is seeking reimbursement of \$48.50 for sending medical documentation to a designated doctor billed with procedure code 99080 for one unit on date of service September 18, 2025. The insurance carrier denied payment in full. DWC will review this

service for reimbursement.

2. The insurance carrier denied payment in full based on "a Medicare status of 'B' (Bundled).

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.

3. DWC finds that 28 TAC Section 133.307(c)(2)(J) requires the requester to include "a copy of all medical bills related to the dispute."

28 TAC Section 134.120(f)(1) states that the reimbursement for copies of medical documentation is \$.50 per page. In a document dated September 18, 2025, submitted as evidence, the requester indicated that it submitted "97 pages of medical records." No records were submitted with the dispute request to support this claim.

DWC finds that the requester has failed to support its request. 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](http://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](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 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](mailto:CompConnection@tdi.texas.gov).