
CMS Manual System

Pub. 100-20 One-Time Notification

Department of Health &
Human Services (DHHS)
Centers for Medicare &
Medicaid Services (CMS)

Transmittal 63

Date: MARCH 26, 2004

CHANGE REQUEST 3224

I. SUMMARY OF CHANGES: The purpose of this One-Time Notification is to instruct the DMERCs regarding processing claims for the DeWall Posture Protector orthotic body jacket for claims received with dates of service on or after April 1, 2003. **This is a continuation of CMS' policy stated in CR 2711 (B-03-025), dated April 11, 2003.**

NEW/REVISED MATERIAL - EFFECTIVE DATE: April 1, 2003

***IMPLEMENTATION DATE: N/A**

Disclaimer for manual changes only: The revision date and transmittal number apply to the red italicized material only. Any other material was previously published and remains unchanged. However, if this revision contains a table of contents, you will receive the new/revised information only, and not the entire table of contents.

II. CHANGES IN MANUAL INSTRUCTIONS:

(R = REVISED, N = NEW, D = DELETED)

| R/N/D | CHAPTER/SECTION/SUBSECTION/TITLE |
|-------|----------------------------------|
| | N/A |
| | |
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| | |

*III. FUNDING:

These instructions shall be implemented within your current operating budget.

IV. ATTACHMENTS:

| | |
|---|-------------------------------|
| | Business Requirements |
| | Manual Instruction |
| | Confidential Requirements |
| X | One-Time Notification |
| | Recurring Update Notification |

*Medicare contractors only

Attachment - One-Time Notification

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|--------------------|------------------------|-----------------------------|----------------------------|
| Pub. 100-20 | Transmittal: 63 | Date: March 26, 2004 | Change Request 3224 |
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SUBJECT: Durable Medical Equipment Regional Carriers (DMERCs) – DeWall Posture Protector Orthotic Body Jacket (L0430): **Continuation of CMS’ Policy Stated in CR 2711 (B-03-025) dated April 11, 2003.**

I. GENERAL INFORMATION

A. Background: On June 26, 2002, the U.S. District Court for the District of Nebraska issued a preliminary injunction ordering CMS and the DMERCs to “accept, process and pay Medicare Part B claims for the provision of the ‘DeWall Posture Protector’ [orthotic body jacket using] HCPCS code L0430.” The injunction was effective on June 26, 2002, and will remain in effect until further order of the court. At that time, CMS issued instructions to the contractors directing them to process claims for this code. Effective January 1, 2003, a decision was made by the HCPCS Alpha Numeric Editorial Panel to delete code L0430. Deleted codes were given a 3 month grace period by CMS, during which time claims for L0430 were still accepted. However, that grace period ended on March 31, 2003. As such, under standard claims processing rules, the contractors, beginning April 1, 2003, were not to accept claims for L0430. Therefore, contractors needed instructions on how to process these claims after April 1, 2003, to enable CMS to remain compliant with the injunction. Instructions on how to process these claims were issued in transmittal B-03-025 (CR 2711) that was issued on April 11, 2003. CR 2711 allowed contractors to continue accepting and paying claims for L0430, through March 31, 2004. This One-Time Notification allows L0430 claims to be accepted and paid until further notice.

B. Policy: DMERCs shall continue to process claims submitted for L0430 with a “WL” and “KX” modifier and when the furnished items are a DeWall Posture Protector until further notice.

C. Provider Education: None

II. BUSINESS REQUIREMENTS

“Shall” denotes a mandatory requirement

“Should” denotes an optional requirement

| Requirement # | Requirements | Responsibility |
|---------------------------|--|----------------|
| 3224.1 (Old CR) 2711.1 | For claims with dates of service on or after January 1, 2003, that are received on or after April 1, 2003, the DMERCs shall continue to accept claims received with Code L0430 and the “WL” and “KX” modifier. | DMERC |
| 3224.2 (Old CR) 2711.2 | DMERCs shall continue to apply all current applicable Medicare edits to such claims. | DMERC |

| | | |
|---------------------------|--|------------------|
| 3224.3 (Old CR) 2711.3 | For claims that pass all applicable Medicare edits, DMERCs shall continue to pay these claims using the current fee schedule amount for L0430 for any claims for dates of service on or after 1/1/03. DMERCs shall also process held claims. | DMERC |
| 3224.4 (Old CR) 2711.4 | DMERCs shall continue to be able to identify all transactions made in accordance with these instructions. | DMERC |
| 3224.5 (Old CR) 2711.5 | DMERCs and the Statistical Analysis DMERC (SADMERC) shall post this information on your Web sites as soon as possible. | DMERCs & SADMERC |

III. SUPPORTING INFORMATION & POSSIBLE DESIGN CONSIDERATIONS

A. Other Instructions: N/A

| X-Ref Requirement # | Instructions |
|---------------------|--------------|
| | |

B. Design Considerations: N/A

| X-Ref Requirement # | Recommendation for Medicare System Requirements |
|---------------------|---|
| | |

C. Interfaces: N/A

D. Contractor Financial Reporting /Workload Impact: N/A

E. Dependencies: N/A

F. Testing Considerations: N/A

IV. SCHEDULE, CONTACTS, AND FUNDING

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| Effective Date: April 1, 2003 Implementation Date: N/A Pre-Implementation Contact(s): Appropriate Regional Office Post-Implementation Contact(s): Appropriate Regional Office | These instructions shall be implemented within your current operating budget. |
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