

**The CMS Quarterly Provider Update
October 2009**

What's New

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12/31/2009

REGULATION(S) RELEASED

CMS-1414-CN, entitled "Medicare Program: Changes to the Hospital Outpatient Prospective Payment System and CY 2010 Payment Rates; Changes to the Ambulatory Surgical Center Payment System and CY 2010 Payment Rates," was published. This regulation affects Ambulatory Surgical Centers and Hospitals.

[View CMS-1414-CN](#)

12/30/2009

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 56, entitled "Revised Appendix L, "Interpretive Guidelines for Ambulatory Surgical Centers"," was published. This regulation affects Ambulatory Surgical Centers.

[View the complete text of Transmittal 612](#)

12/29/2009

REGULATION(S) RELEASED

CMS-2474-NC, entitled "Medicaid and CHIP Programs; Initial Core Set of Children's Healthcare Quality Measures for Voluntary Use by Medicaid and CHIP Programs," was published. This regulation affects Medicaid.

[View CMS-2474-NC](#)

12/23/2009

TRANSMITTAL(S) RELEASED

Transmittal 612, entitled "Jurisdiction 10 A/B MAC Merge of the Part B Alabama, Georgia, and Tennessee CICS Production and User Acceptance Test Regions," was published. This regulation affects Ambulances, Ambulatory Surgical Centers, Clinical Diagnostic Laboratories, Non-Physician Practitioners, Outpatient Physical Therapy and Physicians.

[View the complete text of Transmittal 612](#)

Transmittal 614, entitled "Guidance on Implementing System Edits for Certain Durable Medical Equipment, Prosthetics, Orthotics and Supplies (DMEPOS)," was published. This regulation affects Durable Medical Equipment, Prosthetics, Orthotics and Supplies.

[View the complete text of Transmittal 614](#)

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 613, entitled "Summary of Policies in the 2010 Medicare Physician Fee Schedule (MPFS) and the Telehealth Originating Site Facility Fee Payment Amount," was published. This regulation affects Non-Physician Practitioners and Physicians.

[View the complete text of Transmittal 613](#)

Transmittal 1883, entitled "Limitation on Home Health Prospective Payment System (HH PPS) Outlier Payments," was published. This regulation affects Home Health Agencies.

[View the complete text of Transmittal 1883](#)

Transmittal 1886, entitled "Emergency Update to the 2010 Medicare Physician Fee Schedule Database," was published. This regulation affects Non-Physician Practitioners and Physicians.

[View the complete text of Transmittal 1886](#)

TRANSMITTAL(S) RELEASED – MID-QUARTER

Transmittal 1884, entitled "Calendar Year (CY) 2010 Annual Update for Clinical Laboratory Fee Schedule and Laboratory Services Subject to Reasonable Charge Payment," was published. This regulation affects Clinical Diagnostic Laboratories.

[View the complete text of Transmittal 1884](#)

12/18/2009

TRANSMITTAL(S) RELEASED

Transmittal 111, entitled "Pharmacogenomic Testing for Warfarin Response," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 111](#)

Transmittal 117, entitled "Coverage of Kidney Disease Patient Education Services," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 117](#)

Transmittal 610, entitled "Implementation of the HIPAA Version 5010 276/277 Claim Status Second Phase," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 610](#)

Transmittal 1880, entitled "Pharmacogenomic Testing for Warfarin Response," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1880](#)

Transmittal 1876, entitled "Coverage of Kidney Disease Patient Education Services," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1876](#)

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 318, entitled "Implementation of HHA Program Safeguard Provisions," was published. This regulation affects Home Health Agencies.
[View the complete text of Transmittal 318](#)

REGULATION(S) RELEASED

CMS-1416-N, entitled "Medicare Program; First Semi-Annual Meeting of the Advisory Panel on Ambulatory Payment Classification Groups -- February 17-19, 2010," was published. This regulation is a Meeting Notice.
[View CMS-1416-N](#)

CMS-2311-NC, entitled "Medicaid Program and Children's Health Insurance Program; Model of Interstate Coordinated Enrollment and Coverage Process for Low-Income Children," was published. This regulation affects Medicaid.
[View CMS-2311-NC](#)

CMS-3221-N, entitled "Medicare Program; Physician Quality Reporting Initiative (PQRI): Listening Session -- February 2, 2010," was published. This regulation is a Meeting Notice.
[View CMS-3221-N](#)

CMS-7017-N, entitled "Medicare Program; Meeting of the Advisory Panel on Medicare Education, February 3, 2010," was published. This regulation is a Meeting Notice.
[View CMS-7017-N](#)

CMS-9056-N, entitled "Medicare and Medicaid Programs; Quarterly Listing of Program Issuances -- July Through September 2009," was published. This regulation affects Other CMS Business.
[View CMS-9056-N](#)

12/15/2009

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 1869, entitled "New Place of Service (POS) Code for Walk-in Retail Health Clinic," was published. This regulation affects Ambulatory Surgical Centers, Durable Medical Equipment, Orthotics, Prosthetics and Supplies, Clinical Diagnostic Laboratories, Independent Diagnostic Testing Facilities, Non-Physician Practitioners and Physicians.
[View the complete text of Transmittal 1869](#)

TRANSMITTAL(S) RELEASED -- MID-QUARTER

Transmittal 116, entitled "January 2010 Update of the Hospital PPS" was published. This regulation affects Hospitals.
[View the complete text of Transmittal 116](#)

Transmittal 1871, entitled "January 2010 Update of the Hospital PPS" was published. This regulation affects Hospitals.
[View the complete text of Transmittal 1871](#)

Transmittal 1872, entitled "January 2010 Integrated Outpatient Code Editor (I/OCE) Specifications Version 11.0" was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1872](#)

12/10/2009

REGULATION(S) RELEASED

CMS-1413-CN3, entitled "Medicare Program; Payment Policies Under the Physician Fee Schedule and Other Revisions to Part B for CY 2010; Corrections," was published. This regulation affects Physicians.

[View CMS-1413-CN3](#)

12/09/2009

REGULATION(S) RELEASED

CMS-4064-F, entitled "Medicare Program; Changes to the Medicare Appeals Procedures; Final Rule," was published. This regulation affects ALL Providers.

[View CMS-4064-F](#)

CMS-4127-F, entitled "Medicare Program; Application of Certain Appeals Provisions to the Medicare Prescription Drug Appeals Process (Part D Process)," was published. This regulation affects ALL Providers.

[View CMS-4127-F](#)

12/04/2009

TRANSMITTAL(S) RELEASED

Transmittal 315, entitled "Provider Enrollment and Veterans Administration (VA) Hospitals," was published. This regulation affects Hospitals.

[View the complete text of Transmittal 315](#)

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 109, entitled "Positron Emission Tomography (PET) (FDG) for Cervical Cancer" was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 109](#)

Transmittal 1866, entitled "Positron Emission Tomography (PET) (FDG) for Cervical Cancer" was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1866](#)

TRANSMITTAL(S) RELEASED – MID-QUARTER

Transmittal 1864, entitled "Home Health Prospective Payment System Rate Update for Calendar Year 2010" was published. This regulation affects Home Health Agencies.

[View the complete text of Transmittal 1864](#)

Transmittal 1865, entitled "January 2010 Update of the Ambulatory Surgical Center (ASC) Payment System" was published. This regulation affects Ambulatory Surgical Centers.

[View the complete text of Transmittal 1865](#)

11/30/2009

REGULATION(S) RELEASED

CMS-2232-F3; CMS-2244-F4, entitled "Medicaid Program; State Flexibility for Medicaid Benefit Packages and Premiums and Cost Sharing," was published. This regulation affects Medicaid.

[View CMS-2232-F3; CMS-2244-F4](#)

CMS-3218-N, entitled "Medicare Program; Meeting of the Medicare Evidence Development and Coverage Advisory Committee," was published. This regulation is a Meeting Notice and affects Other CMS Business.

[View CMS-3218-N](#)

CMS-6023-CN, entitled "Medicare Program; Solicitation of Independent Accrediting Organizations To Participate in the Advanced Diagnostic Imaging Supplier Accreditation Program; Correction," was published. This regulation affects Other CMS Business.

[View CMS-6023-CN](#)

11/27/2009

TRANSMITTAL(S) RELEASED

Transmittal 604, entitled "Payment for Implantable Tissue Markers (HCPCS Code A4648)," was published. This regulation affects Independent Diagnostic Testing Facilities, Non-Physician Practitioners and Physicians.

[View the complete text of Transmittal 604](#)

Transmittal 1863, entitled "Tracking the Hospice Attending Physician's National Provider Identifier (NPI) for Validating Hospice Part B Payments," was published. This regulation affects Hospices and Physicians.

[View the complete text of Transmittal 1863](#)

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 603, entitled "Remittance Advice and Medicare Summary Notice Messages Regarding Oxygen Equipment," was published. This regulation affects Durable Medical Equipment, Prosthetics, Orthotics and Supplies.

[View the complete text of Transmittal 603](#)

TRANSMITTAL(S) RELEASED – MID-QUARTER

Transmittal 1861, entitled "Ambulance Inflation Factor for CY 2010," was published. This regulation affects Ambulances.

[View the complete text of Transmittal 1861](#)

Transmittal 1862, entitled "Claim Adjustment Reason Code (CARC), Remittance Advice Remark Code (RARC), and Medicare Remit Easy Print (MREP) Update," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1862](#)

11/20/2009

REGULATION(S) RELEASED

CMS-1414-FC, entitled "Medicare Program: Changes to the Hospital Outpatient Prospective Payment System and CY 2010 Payment Rates; Changes to the Ambulatory Surgical Center Payment System and CY 2010 Payment Rates; Final Rule," was published. This regulation affects Ambulatory Surgical Centers.
[View CMS-1414-FC](#)

11/13/2009

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 115, entitled "Ambulance Services," was published. This regulation affects Ambulances.

[View the complete text of Transmittal 115](#)

Transmittal 1851, entitled "Therapy Cap Values for Calendar Year (CY) 2010," was published. This regulation affects Comprehensive Outpatient Rehabilitation Facilities, Hospices, Hospitals, Non-Physician Practitioners, Physicians, Outpatient Physical Therapy and Skilled Nursing Facilities.

[View the complete text of Transmittal 1851](#)

TRANSMITTAL(S) RELEASED – MID-QUARTER

Transmittal 61, entitled "Update to Medicare Deductible, Coinsurance and Premium Rates for 2010," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 61](#)

Transmittal 1852, entitled "Claim Status Category Code and Claim Status Code Update," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1852](#)

Transmittal 1853, entitled "CY 2010 Fee Schedule Update for Durable Medical Equipment, Prosthetics, Orthotics and Supplies (DMEPOS)," was published. This regulation affects Durable Medical Equipment, Prosthetics, Orthotics and Supplies.

[View the complete text of Transmittal 1853](#)

Transmittal 1854, entitled "January 2010 Quarterly Average Sales Price (ASP) Medicare Part B Drug Pricing Files and Revisions to Prior Quarterly Pricing Files," was published. This regulation affects Durable Medical Equipment, Prosthetics, Orthotics and Supplies, Hospitals, Non-Physician Practitioners and Physicians.

[View the complete text of Transmittal 1854](#)

11/10/2009

REGULATION(S) RELEASED

CMS-1560-F, entitled "Medicare Program; Home Health Prospective Payment System Rate Update for CY 2010," was published. This regulation affects Home Health Agencies.

[View CMS-1560-F](#)

11/06/2009

TRANSMITTAL(S) RELEASED

Transmittal 62, entitled "Payments to Practices Participating in the Electronic Health Records (EHR) Demonstration," was published. This regulation affects Physicians.

[View the complete text of Transmittal 62](#)

Transmittal 590, entitled "Round One Rebid of the Durable Medical Equipment, Prosthetics, Orthotics, and Supplies (DMEPOS) Competitive Bidding Program - Phase 8A: Hospital Exception," was published. This regulation affects Durable Medical Equipment, Prosthetics, Orthotics and Supplies and Hospitals.

[View the complete text of Transmittal 590](#)

Transmittal 592, entitled "Round One Rebid of the Durable Medical Equipment, Prosthetics, Orthotics and Supplies (DMEPOS) Competitive Bidding Program - Phase 8C of Implementation: Repairs and Replacements," was published. This regulation affects Durable Medical Equipment, Prosthetics, Orthotics and Supplies.

[View the complete text of Transmittal 592](#)

Transmittal 593, entitled "DMEPOS Competitive Bidding program Round One Rebid Implementation--Phase 8B: Oxygen Modality," was published. This regulation affects Durable Medical Equipment, Prosthetics, Orthotics and Supplies and Home Health Agencies.

[View the complete text of Transmittal 593](#)

Transmittal 595, entitled "Ensuring the Denial of Claims for Ambulance Services Rendered to Beneficiaries in Part A Skilled Nursing Facility Stays," was published. This regulation affects Ambulances and Skilled Nursing Facilities.

[View the complete text of Transmittal 595](#)

TRANSMITTAL(S) RELEASED – MID-QUARTER

Transmittal 1845, entitled "Announcement of Medicare Rural health Clinics (RCs) and Federally Qualified Health Centers (FQHCs) Payment Rate Increases," was published. This regulation affects Federally Qualified Health Centers.

[View the complete text of Transmittal 1845](#)

Transmittal 1847, entitled "Changes to the Laboratory National Coverage Determination (NCD) Edit Software for January 2010," was published. This regulation affects Clinical Diagnostic Laboratories, Hospitals, Independent Diagnostic Testing Facilities, Non-Physician Practitioners, Physicians, and Skilled Nursing Facilities.

[View the complete text of Transmittal 1847](#)

11/04/2009

REGULATION(S) RELEASED

CMS-1418-N, entitled "Medicare Programs; End-Stage Renal Disease Prospective Payment System; Extension of Comment Period," was published. This regulation affects Renal Dialysis Facilities.

[View CMS-1418-N](#)

10/30/2009

REGULATION(S) RELEASED

CMS-1565-N, entitled "Medicare Program; Meeting of the Practicing Physicians Advisory Council (PPAC)—December 7, 2009," was published. This regulation is a Meeting Notice.

[View CMS-1565-N](#)

CMS-2232-P2; CMS-2244-P2, entitled "Medicaid Program: State Flexibility for Medicaid Benefit Packages and Premiums and Cost Sharing," was published. This regulation affects Medicaid.

[View CMS-2232-P2; CMS-2244-P2](#)

10/29/2009

TRANSMITTAL(S) RELEASED

Transmittal 1840, entitled "Billing for Services to voluntary Uses of Advanced Beneficiary Notices of Noncoverage (ABNs)," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1840](#)

10/28/2009

TRANSMITTAL(S) RELEASED

Transmittal 1839, entitled "Instructions regarding processing claims rejecting for gender/procedure conflict," was published. This regulation affects ALL Providers.

[View the complete text of Transmittal 1839](#)

10/27/2009

TRANSMITTAL(S) RELEASED

Transmittal 1836, entitled "New physician specialty code for Geriatric Psychiatry. The new physician specialty code for Geriatric Psychiatry is 27.," was published. This regulation affects Physicians.

[View the complete text of Transmittal 1836](#)

10/23/2009

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 112, entitled "Coverage of Inpatient Rehabilitation Services," was published. This regulation affects Hospitals.

[View the complete text of Transmittal 112](#)

Transmittal 307, entitled "Establishing New Practice Locations in a Different State," was published. This regulation affects Non-Physician Practitioners and Physicians.

[View the complete text of Transmittal 307](#)

REGULATION(S) RELEASED

CMS-1505-N, entitled "Medicare Program; Criteria for Medicare Coverage of Inpatient Hospital Rehabilitation Services," was published. This regulation affects Hospitals.

View CMS-1505-N

CMS-2900-N, entitled "Medicare and Medicaid Programs; Approval of the Application by the Community Health Accreditation Program (CHAP) for Continued Deeming Authority for Hospices," was published. This regulation affects Hospices.

View CMS-2900-N

10/22/2009

REGULATION(S) RELEASED

CMS-4085-P, entitled "Medicare Program; Policy and Technical Changes to the Medicare Advantage and the Medicare Prescription Drug Benefit Programs; Proposed Rule," was published. This regulation affects ALL Providers.

View CMS-4085-P

CMS-8037-N, entitled "Medicare Program; Inpatient Hospital Deductible and Hospital and Extended Care Services Coinsurance Amounts for Calendar Year 2010," was published. This regulation affects Hospitals.

View CMS-8037-N

CMS-8038-N, entitled "Medicare Program; Part A Premium for Calendar Year 2010 for the Uninsured Aged and for Certain Disabled Individuals Who Have Exhausted Other Entitlement," was published. This regulation affects ALL Providers.

View CMS-8038-N

CMS-8039-N, entitled "Medicare Program; Medicare Part B Monthly Actuarial Rates, Premium Rate, and Annual Deductible Beginning January 1, 2010," was published. This regulation affects ALL Providers.

View CMS-8039-N

10/16/2009

TRANSMITTAL(S) RELEASED - CLARIFICATION

Transmittal 53, entitled "Revising Chapter 2--Ascertaining Compliance with the Office for Civil Rights (OCR) Requirements," was published. This regulation affects Home Health Agencies, Hospitals, Religious Non-Medical Health Care Institutions and Skilled Nursing Facilities.

View the complete text of Transmittal 53

Transmittal 1829, entitled "Annual Clotting Factor Furnishing Fee Update," was published. This regulation affects Physicians.

View the complete text of Transmittal 1829

Transmittal 1831, entitled "Magnetic Resonance Imaging (MRI)," was published. This regulation affects ALL Providers.

View the complete text of Transmittal 1831

TRANSMITTAL(S) RELEASED – MID-QUARTER

Transmittal 160, entitled "Notice of New Interest Rate for Medicare Overpayments-1st Notification for FY 2010," was published. This regulation affects ALL Providers.

View the complete text of Transmittal 160

10/07/2009

REGULATION(S) RELEASED

CMS-1406-CN, entitled "Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and Fiscal Year 2010 Rates and to the Long-Term Care Hospital Prospective Payment System and Rate Year 2010 Rates; Corrections," was published. This regulation affects Hospitals.

View CMS-1406-CN

10/02/2009

TRANSMITTAL(S) RELEASED

Transmittal 1823, entitled "Place of Service (POS) and Date of Service (DOS) Instructions for Interpretation of Diagnostic Tests," was published. This regulation affects Hospitals, Non-Physician Practitioners and Physicians.

View the complete text of Transmittal 1823

TRANSMITTAL(S) RELEASED – MID-QUARTER

Transmittal 1824, entitled "Influenza Vaccine Payment Allowances - Annual Update for 2009-2010 Season," was published. This regulation affects Non-Physician Practitioners and Physicians.

View the complete text of Transmittal 1824

10/01/2009

REGULATION(S) RELEASED

CMS-1538-CN, entitled "Medicare Program; Inpatient Rehabilitation Facility Prospective Payment System for Federal Fiscal Year 2010; Correction," was published. This regulation affects Hospitals.

View CMS-1538-CN

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CMS Manuals	http://www.cms.hhs.gov/Manuals/
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Office of the Attorney Advisor	http://www.cms.hhs.gov/OfficeAttorneyAdvisor/
Executive Order Guidance (EOG)	http://www.cms.hhs.gov/EOG/
Legislative Update	http://www.cms.hhs.gov/LegislativeUpdate/
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