



Related MLN Matters Article #: MM4223

Date Posted: February 6, 2006

Related CR #: 4223

Medicare System Edits for Respiratory Assist Devices (RADs) with Bi-Level Capability and a Back-Up Rate

Key Words

MM4223, CR4223, R825CP, respiratory, assist, devices, RAD, bi-level, back-up

Provider Types Affected

Providers and suppliers who bill Medicare Regional Home Health Intermediaries (RHHIs) or Durable Medical Equipment Regional Carriers (DMERCs) for Respiratory Assist Devices (RADs)

Key Points

- The effective date of the instruction is April 1, 2006.
- The implementation date is April 3, 2006.
- The Final Rule, CMS-1167-F, *Payment for Respiratory Assist Devices (RADs) with Bi-Level Capability and a Back-Up Rate*, states that RADs with bi-level capability and a back-up rate must be paid as capped rental (CR) items or durable medical equipment (DME) under the Medicare program.
- RADs should not be paid as items requiring frequent and substantial servicing (FSS), as defined in section 1834(a)(3) of the Social Security Act.
- Effective April 1, 2006, Medicare will move the HCPCS codes E0471 and E0472 from the FSS category to the capped rental (CR) category.
- The first claim received for each beneficiary for these codes with a date of service on or after April 1, 2006, will be counted as the first rental month in the cap rental period.
- Suppliers should begin submitting cap rental modifiers KH, KI or KJ, as appropriate, with all rental claims for these codes with dates of service on or after April 1, 2006.

Important Links

<http://www.cms.hhs.gov/MLNMattersArticles/downloads/MM4223.pdf>

<http://www.cms.hhs.gov/Transmittals/downloads/R825CP.pdf>

If affected providers have any questions, they may contact their local RHHI or DMERC at their toll-free number, which may be found at <http://www.cms.hhs.gov/MLNProducts/downloads/CallCenterTollNumDirectory.zip> on the CMS website.