



Related MLN Matters Article #: MM3267

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Related CR #: 3267

### *Clarification for CR3064 – Medicare Secondary Payer (MSP) Policy for Hospital Reference Lab Services and Independent Reference Lab Services*

#### Key Words

MM3267, CR3267, R17MSP, Clarification, CR3064, Secondary, Payer, MSP, Policy, CMS-1500 Claim, Block 11, Hospital, Independent, Reference, Laboratories, Section 943(b), Laboratory, CAH

#### Provider Types Affected

Hospitals, Critical Access Hospital (CAHs), and Independent Reference Laboratories who bill Medicare carriers/fiscal intermediaries (FIs) for reference laboratory services

#### Key Points

- The effective date of the instruction is December 8, 2003.
- The implementation date is August 16, 2004.
- This instruction clarifies CR3064 and MLN Matters article MM3064 by providing additional information on the preparation of the CMS-1500 claims form.
- Hospitals are no longer required to collect MSP information where there is no face-to-face encounter with a beneficiary, if CMS does not impose the same in the case of such services being performed by independent labs. CMS does not currently impose such a requirement on independent labs.
- Prior to the enactment of Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (MMA), hospitals were required to collect MSP information every 90 days in order to bill Medicare for reference lab services
- Providers billing carriers should enter "None" in block 11 of the CMS-1500 claims form when filing claims to Medicare for reference laboratory services when there is not a face-to-face encounter with the Medicare beneficiary as described in Section 943(b)

## Important Links

The related MLN Matters article can be found at <http://www.cms.hhs.gov/MLNMattersArticles/downloads/MM3267.pdf> on the CMS website.

The official instruction (CR3267) regarding this change may be viewed at <http://www.cms.hhs.gov/Transmittals/downloads/R17MSP.pdf> on the CMS website.

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