



Related MLN Matters Article #: MM3729

Date Posted: March 8, 2005

Related CR #: 3729

KeyWords

CR3267, MM3267, R26MSP, MM3729, CR3729, Hospital, Laboratory, MSP, CR3064, MM3064

MMA - Clarification for Change Request (CR) 3267

Provider Types Affected

Hospitals and independent laboratories billing Medicare Carriers or Fiscal Intermediaries (FIs) for laboratory services

Key Points

- The effective date of instruction is June 6, 2005.
- The implementation date is June 6, 2005.
- MLN Matters article MM3729 and CR3729 clarify policies presented in CR3267, and inform hospitals and laboratories of the following:
 - They may use collected and retained Medicare Secondary Payer (MSP) information for the billing non face-to-face reference lab service, and
 - They are required to collect MSP information from the beneficiary when billing for face-to-face encounters with Medicare patients for laboratory services.
- The Centers for Medicare & Medicaid Services (CMS) will not require independent reference laboratories to collect MSP information in order to bill Medicare for reference laboratory services.
- CMS will not require hospitals to collect MSP information in order to bill Medicare for reference laboratory services.
- In situations where hospital and independent labs have already collected and retained MSP information for beneficiaries, they may use the collected and retained MSP information for billing non-face-to-face reference lab services.

- In situations when there is a face-to-face encounter with the beneficiary, hospitals and independent labs are required to collect MSP information from the beneficiary when billing for face to-face lab services.

Important Links

The related MLN Matters article can be found at

<http://www.cms.hhs.gov/MLNMattersArticles/downloads/MM3729.pdf> on the CMS website.

The official instruction (CR3729) regarding this change may be viewed at

<http://www.cms.gov/Transmittals/downloads/R26MSP.pdf> on the CMS website.

CR3267 (Transmittal 228, July 16, 2004) can be reviewed at

<http://www.cms.hhs.gov/transmittals/Downloads/R17MSP.pdf> on the CMS website.

CR3064 (Transmittal 11, February 27, 2004) can be reviewed at

<http://www.cms.hhs.gov/transmittals/Downloads/R11MSP.pdf> on the CMS website.

The *Medicare Claims Processing Manual* (Pub. 100-04), Chapter 26 (Completing and Processing Form CMS-1500 Data Set) provides instructions on how to process reference lab claims submitted on Form CMS-1500, and can be found at <http://www.cms.hhs.gov/manuals/downloads/clm104c26.pdf> on the CMS website.