

**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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Links this office maintains:

**Go To Top**

<b>Subject area on the web site</b>	<b>Link</b>
Medicare Modernization Update (MMU)	<a href="http://www.cms.hhs.gov/MMAUpdate/">http://www.cms.hhs.gov/MMAUpdate/</a>
Quarterly Provider Update (QPU)	<a href="http://www.cms.hhs.gov/QuarterlyProviderUpdates/">http://www.cms.hhs.gov/QuarterlyProviderUpdates/</a>
CMS Manuals	<a href="http://www.cms.hhs.gov/Manuals/">http://www.cms.hhs.gov/Manuals/</a>
CMS Transmittals	<a href="http://www.cms.hhs.gov/Transmittals/">http://www.cms.hhs.gov/Transmittals/</a>
Office of the Attorney Advisor	<a href="http://www.cms.hhs.gov/OfficeAttorneyAdvisor/">http://www.cms.hhs.gov/OfficeAttorneyAdvisor/</a>
Executive Order Guidance (EOG)	<a href="http://www.cms.hhs.gov/EOG/">http://www.cms.hhs.gov/EOG/</a>
Legislative Update	<a href="http://www.cms.hhs.gov/LegislativeUpdate/">http://www.cms.hhs.gov/LegislativeUpdate/</a>
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Advisory Committees	<a href="http://www.cms.hhs.gov/FACA/">http://www.cms.hhs.gov/FACA/</a>
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