

# **Cardiac Device Credits: Medicare Billing**



Copyright © 2024, the American Hospital Association, Chicago, Illinois. Reproduced with permission. No portion of the AHA copyrighted materials contained within this publication may be copied without the express written consent of the AHA. AHA copyrighted materials including the UB-04 codes and descriptions may not be removed, copied, or utilized within any software, product, service, solution, or derivative work without the written consent of the AHA. If an entity wishes to utilize any AHA materials, please contact the AHA at 312-893-6816. Making copies or utilizing the content of the UB-04 Manual, including the codes and/or descriptions, for internal purposes, resale and/or to be used in any product or publication; creating any modified or derivative work of the UB-04 Manual and/or codes and descriptions; and/or making any commercial use of UB-04 Manual or any portion thereof, including the codes and/or descriptions, is only authorized with an express license from the American Hospital Association. The American Hospital Association (the "AHA") has not reviewed, and is not responsible for, the completeness or accuracy of any information contained in this material, nor was the AHA or any of its affiliates, involved in the preparation of this material, or the analysis of information provided in the material. The views and/or positions presented in the material do not necessarily represent the views of the AHA. CMS and its products and services are not endorsed by the AHA or any of its affiliates.

# What's Changed?

Note: No substantive content updates.





Implantable cardiac defibrillators include defibrillators, pacemakers, and their associated electrical leads. Practitioners implant these devices during either an inpatient or outpatient procedure.

Occasionally, suppliers may need to replace devices because of defects, recalls, battery depletions, or mechanical complications, which may be covered under the device manufacturer's warranty.

In recent years, manufacturers offered replacement devices without hospital cost or with replacement device credit if the Medicare patient needed a more expensive device. In some cases, manufacturers paid unreimbursed expenses for patients who needed replacement devices implanted through a warranty package.

We reduce hospital payments when a patient gets a reduced or no-cost implanted cardiac device or partial or full credit for the removed device. We <u>don't cover</u> items or services the patient, or anyone on their behalf, must pay.

## **Reducing Cardiac Device Payments**

Hospitals must report a patient's replaced implanted device. If a hospital gets full or partial credit from the manufacturer for a covered cardiac device under warranty, or a replacement because of defect or recall, they must identify and track the billed replacement device claims.

We reduce hospital payments when a patient gets a replacement cardiac device:

- At reduced cost
- At no cost to the hospital
- With a credit 50% or greater than device's cost

## **Charging for Recalled Devices**

Section 2202.4 of the <u>Provider Reimbursement Manual</u>, <u>Part 1</u> states, "Charges should be related consistently to the cost of the services and uniformly applied to all patients whether inpatient or outpatient." Hospital medical device charges must reasonably relate to the medical device's cost.

## Coding & Billing Requirements

Hospitals getting cardiac devices at no cost or with credit must use the correct value code and condition codes when submitting inpatient or outpatient claims so Medicare only pays the device's reasonable cost and doesn't make overpayments.

Device manufacturers sometimes issue hospital-reportable credits for recalled or prematurely failed cardiac medical devices, but they don't adjust the claims with proper condition and value codes to reduce payments, as required.



**Table 1. Key Billing Information** 

Coding or Billing Issue	Inpatient	Outpatient
What condition code do I use?	<b>49</b> —Replaced within lifecycle	<b>49</b> —Replaced within lifecycle
	<b>50</b> —Recalled and replaced	<b>50</b> —Recalled and replaced
		53—Initially placed in clinical trial
What <b>value code</b> and amount do I use?	<b>FD</b> —Dollar amount of price reduction or credit	<b>FD</b> —Dollar amount of price reduction or credit
	Report on the claim the replaced device credit amount in the amount section for value code FD when the hospital gets a credit 50% or greater than the device's cost.	Report on the claim the replaced device credit amount in the amount section for value code FD when the hospital gets a credit 50% or greater than the device's cost.
How do I report a no-cost item charge?	N/A	If your system allows it, use <b>\$0.00</b> . If \$0.00 isn't allowed, use <b>\$1.00</b> .

**Table 2. Prospective Payment System Payments** 

Prospective Payment System	What we pay for
Hospital Inpatient Prospective Payment System (IPPS)	Inpatient hospital costs at predetermined patient discharge rates based on Medicare Severity Diagnosis-Related Group (MS-DRG) and severity level
Hospital Outpatient Prospective Payment System (OPPS)	Outpatient hospital costs on a rate-per-service basis that varies according to the assigned ambulatory payment classification (APC)

For under-warranty or defective items, physicians and outpatient hospitals should bill using modifiers, which describe items provided without cost to a provider, supplier, or practitioner:

- Code 49: Product Replacement within Product Lifecycle Product replacement earlier than anticipated lifecycle due to indication the product isn't functioning properly
- **Code 50: Product Replacement for Known Recall** Manufacturer or FDA identified the product for recall and, therefore, replacement





#### For Discharges:

- Use a combination of condition code 49 or 50 and value code FD (Credit Received from the Manufacturer for a Medical Device) to correctly bill a replacement device provided with a credit or no cost. Condition codes 49 or 50 identify a replacement device, and value code FD communicates the credit amount or the replaced device cost reduction.
- We deduct the partial or full credit amount reported in the value code FD from the final IPPS payment when you use an appropriate MS-DRG from this policy.

The **outpatient payment policy** requires reporting value code FD for medical devices provided without hospital cost or when the hospital gets a full or partial device credit.

We apply a cap to the FD value code on APC claims that's based on the device offset amount for procedures that require insertable or implantable devices and have significant device offset percentages (greater than 30%).

#### **Policy Guidance**

The CY 2024 Hospital OPPS final rule has more information about this policy.

Condition code 53 helps identify and track medical devices provided by a manufacturer at no cost or with full credit to the hospital for a clinical trial or a free sample. When condition code 53 is on the claim, you must report value code FD:

### Code 53: Initial medical device placement provided as part of a clinical trial or free sample

When a hospital provides a no-cost device (for example, devices replaced under warranty due to recall or defect in a previous device, devices provided in a clinical trial, or devices provided as samples), the charge should equal \$0.00. Some hospitals' billing systems require reporting a charge for separately billable codes for claims submitted for payment, even no-cost items.



Hospitals that implant a device provided under the OPPS with no cost to the hospital should report a \$0.00 device charge unless the hospital's billing system requires an entered charge. If the hospital must submit a charge (for example, \$1.00), put it on the line with the device code.

- 42 CFR 419.45(b)(1) states, when the **provider gets full credit** for a replaced device's cost, calculate the APC payment reduction by reducing the payment amount by the lesser of the credit amount or the device offset amount normally applied if the procedure assigned to the APC had transitional pass-through status under 42 CFR 419.66
- 42 CFR 419.45(b)(2) states, when the provider gets partial credit for the replaced device's cost, but only when the device credit amount is greater than or equal to 50% of the replacement device's cost, calculate the APC payment reduction by reducing the payment amount by the lesser of the credit amount or the device offset amount normally applied if the procedure assigned to the APC had transitional pass-through status under 42 CFR 419.66

Section 100.8 of the Medicare Claims Processing Manual, Chapter 3 has more information on inpatient billing instructions.

### Resources

- Hospitals Did Not Comply with Medicare Requirements for Reporting Cardiac Device Credits
- Sections 61.3.1–61.3.2 of the Medicare Claims Processing Manual, Chapter 4

View the Medicare Learning Network® Content Disclaimer and Department of Health & Human Services Disclosure.

The Medicare Learning Network®, MLN Connects®, and MLN Matters® are registered trademarks of the U.S. Department of Health & Human Services (HHS).

