Foot Levelers Proudly Presents:

Dr. K.S.J. Murkowski

DIAGNOSIS, DOCUMENTATION, MEDICARE COMPLIANCE, ICD 9 & ICD 10

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Know Your Zones

"Knowledge is Power"

Should Attorneys, Insurance Companies, and IME's tell you how to play the game?

Who's game is it anyhow?

Know your "ZONES" to cover and BILL CORRECTLY to "SCORE" (Document)
And WIN!!!



Are You Held Hostage?

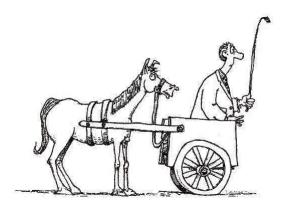
Do you know why business is down 31% for Chiropractors across the country? It is because the game has changed.

Are any of the following happening to you...

- ➤ Not getting the referrals from attorneys you deserve?
- > Forced to deal with insurance capping and IME cutoffs?
- Angry with the way this game is sometimes played and unable to change it?
- > Fed up that not enough people realize that you are the #1 expert for whiplash cases

Learn the rules and you can be the New Sheriff in town!!!!

I think I know what the problem is...



Let's Discuss It

The Future

The Doctor of the future will give no medicine but will interest his patients in the care of the human frame, in diet, and in the cause and prevention of disease.

- Thomas Edison

No matter how thin you make a pancake, it still has two sides.

- Ben Veniste, Attorney Former Watergate Prosecutor

One or more vertebrae may not go out of place very much, and if they do, they are likely to produce serious complication and even death, if (they are) not properly adjusted...

- Hippocrates

S W E A R

- S Success
- W With
- E Education
- A And
- R Reason

"TURN THE MAGIC PRISM"

What is Chiropractic? P A L S

- P Philosophy
- A Art
- L Legal (State Law)
- S Science

What is DC/CA Malpractice?

D - Duty

B-D – Breach of Duty

I - Injury

F – Financial Loss

L – Law (Legal – Standards of Care/Practice)

IC (6) - Informed Consent(s)

HIPPA

Chart/SOAP NOTES - 12 Office Visits - Standards of Care/Practice

Affordable Care Act

Alabama: \$600 per year
Alaska: 12 Visits per year
Arizona: 20 Visits per year
Arkansas: 30 Visits per year
Connecticut: 20 Visits per year
Delaware: 30 Visits per year
Florida: 26 Visits per year
Georgia: 20 Visits per year
Idaho: \$800 per year
Illinois: \$1,000 per year
Indiana: 12 Visits per year
Kansas: No Limit

Kentucky: 12 Visits per year
Louisiana: 12 Visits per year
Maine: 40 Visits per year
Massachusetts: 12 Visits per year
Michigan: 30 Visits per year
Mississippi: 20 Visits per year
Missouri: 26 Visits per year
Montana: \$600 Per year
Nebraska: 20 Visits per year
Nevada: 12 Visits per year
New Hampshire: 12 Visits per year

New Mexico: \$1500 per year
New York: No Limit
North Carolina: 30 Visits per year
Ohio: 12 Visits per year
Oklahoma: 25 Visits per year
Pennsylvania: 20 Visits per year
Rhode Island: 12 Visits per year
Tennessee: 20 Visits per year
Texas: 35 Visits per year
Vermont: 12 Visits per year
Virginia: 30 Visits per year

Washington: 10 Visits per year

Health

Reform

West Virgina: No Limits

Wyoming: 15 Visits per year

Affordable Care Act

2014 - Non-discrimination in health care: No health plan or insurer may discriminate against any health provider acting within the scope of that provider's license or certification under applicable State Law.

This will ensure that insurance companies cannot unfairly exclude Doctors of Chiropractic or acupuncturists from practicing under the capacity of their training and licensure on a Federal level.

Provision is a federal protection applicable to ERISA and other plans established or regulated under the bill. Just as the HIPPA protections now apply across the board, the non-discrimination provision will be applicable to all health benefit plans both insured and self-insured.

Affordable Care Act

"Sec. 2706. NON-DISCRIMINATION IN HEALTH CARE.,

"(a). PROVIDERS. — A group health plan and a health insurance issuer offering group or individual health insurance coverage shall not discriminate with respect to participation under the plan or coverage against any health care provider who is acting within the scope of that provider's license or certification under applicable State law." This section shall not require that a group health plan or health insurance issuer contract with any health care provider willing to abide by the terms and conditions for participation established by the plan or issuer. Nothing in this section shall be construed as preventing a group health plan, a health insurance issuer, or the Secretary from establishing varying reimbursement rates based on quality or performance measures.

"(b) INDIVIDUALS. – The provision of section 1558 of the Patient Protection and Affordable Care Act (relating to non-discrimination) shall apply with respect to a group health plan or health insurance issuer offering group or individual health insurance coverage."

Affordable Care Act

An official state legal counsel was asked the following 3 questions about the provider non-discrimination provision, section 2706, in the health reform law will impact his state's health care reform activates:

Question 1:

If providing an essential health benefit/service is within the scope of a Chiropractic Physician's or acupuncturists license e.g., primary care treatment of illness/injury, home health care, in patient rehab, X-rays, other imaging/diagnostics (MRI, CT, PET) wellness services/chronic disease management, smoking cessation, diabetes education, allergy testing, screening pap tests, prostrate cancer screening, pediatric service etc., can an insurer deny payment to a participating Chiropractic Physician who provided one of these essential health benefits/services based solely on that provider's license or discipline?

ANSWER: NO

Affordable Care Act

Question 2:

<u>Put another way, would an isurer violate federal law if that insurer refuses to pay for an essential health benefit/service provided by a participating Chiropractic Physician or Acupuncturist when providing that service is within that provider's scope of practice to deliver because he or she is not a medical/osteopathic physician?</u>

ANSWER: YES

Question 3:

If a particular essential health benefit/service is within the scope of practice of a participating health care provider (e.g. Chiropractic Physicians, Naturopathic Physicians, nurse practitioners, acupuncturists, etc.) would an issuer violate Section 2706 of the PPACA federal law if an insurer refused payment for that service because the participating provider was not considered a "primary care physician/provider?"

ANSWER: YES

Affordable Care Act

Recent information from United Health Care and Optum health is they will as of 2014 pay for services within scope with no discrimination.

Additionally, the United States Office of Personnel Management found that multi-state health plans being considered for state insurance exchanges must comply with the provider non-discrimination protection provided by Section 2706 of the Patient Protection and Affordable Care Act (PPACA). This is truly remarkable and ground breaking, as it lays the foundation for 2015 when the exchanges will be implemented.

Given that in some states almost 70% of insurance enrollees are covered under ERISA (which will no be Section 2706 compliant), the two opinions above will change the access to and coverage of CHIROPRACTIC and acupuncture for millions of patients.

Fraud

<u>Definition:</u> The intentional deception or misrepresentation that could result in unnecessary costs to health care contract/programs.

Examples:

- 1. Misrepresenting the service provider Specialty
- 2. Misrepresenting patient service provided Using 99204/99205 for new patients without documentation
- 3. Same as #3 Using 99214/99215 on all established patients without documentation
- 4. Billing for substandard/unnecessary services
- 5. Billing for services or supplies not rendered
- 6. Misrepresenting the patient's diagnosis (ICD Codes)
- 7. Unbundling (Exams, X-rays, Care, etc.)
- 8. Upcoding of regions and diagnosis (Using 98942 on all claims without necessary documentation)
- 9. Down Coding (Using 98940 on all claims to avoid audits) THAT HURTS ALL OF US!!!!!!!!

Fraud

- 10. Alteration of Claims to obtain higher payment
- 11. Duplicate submission of claims
- 12. Breach of contracts/agreements
- 13. Over-Utilization of health care services and rehabilitation
- 14. Signing blank certificates of medical necessity
- 15. Giving off work slips Without documentation
- 16. Not sending patient back to work when ready (Monday Syndrome)
- 17. Advertising free services
- 18. Offering large gifts or cash for referrals
- 19. excessive referrals to one facility (Attorneys, X-rays, Testing Centers, Etc.)
- 20. Kickback pay offs for referrals
- 21. Not having full disclosure to patients

12 Reasons for a visit from the Fraud Squad

- 1. Failing to effectively deal with employee/patient complaints
- 2. Free services Advertised Given
- 3. MD-DC Practice (Purpose to avoid DC reimbursement Cuts/Limitations)
- 4. Failing to follow third party payor rules
- 5. Failing to properly code, document diagnosis (ICD) Services (CPT)
- 6. Failing to properly document clinic services Rehabilitation
- $7.\ Advertising-Implied-Contracts-Misleading\\$
- 8. Use of outside billing and/or collection companies with monitoring
- 9. Failing to properly establish medical necessity
- 10. Failing to properly respond to 3rd party questions of medical necessity and treatment plans
- 11. Maintaining on-going relationships (Attorneys, Consultants, Mobile Labs, Etc.)
- 12. Failing to repay any misbilled services or overpayments

These include acting in:

- a) Deliberate Ignorance
- b) Reckless disregard of anything listed

Federal Compliance

Anti-Kickback

Marketing/Advertising

Stark Rules - Review

Advertising – Fraud Safety Checks - Disclaimer

- 1. Do NOT advertise a free service and then bill the patient or their insurance, it's FRAUD!
- **2.** Be sure that you put a disclaimer on all advertising for those potential patients. It is illegal to solicit. Know state laws (prevent fraud)
- 3. On Auto Accidents or P.I. Injuries
- **4.** REMUNERATION FOR REFERRALS IS ILLEGAL. It can distort Health Care decision making, cause overutilization of Clinical Services or Supplies (Durable Medical Codes 97 ___) increase costs to Federal Health Care Programs. Violates Federal Insurance (Medicare) results in unfair competition by shutting out competitors, Doctors who are willing to do FMLA.
- **5.** Be Careful Beware of companies who want to come to your office and pay you to refer your patients, for special testing and/or procedures specifically with no out of pocket expense.

Advertising – Fraud Safety Checks - Disclaimer

- **6.** Developing office policies to address arrangements with other Health Care Providers and Suppliers. Doctors should implement measures to avoid offering inappropriate inducements to patients. Examples of suck inducements include routinely waiving coinsurance or deductibles without a Good Faith determination that the patient is in financial need or failing to make reasonable efforts to collect cost-sharing amount.
- **7.** Soliciting, accepting, or offering ANY gift or gratuity of more than a nominal value to or from those who may benefit from a physician practice's referral of Federal Health Care Programs business.
- 8. Posted and/or sign fee schedule for all clinical services. Verify fee's with National Publication (PFR)

21 Basic Steps of an Effective Compliance Program

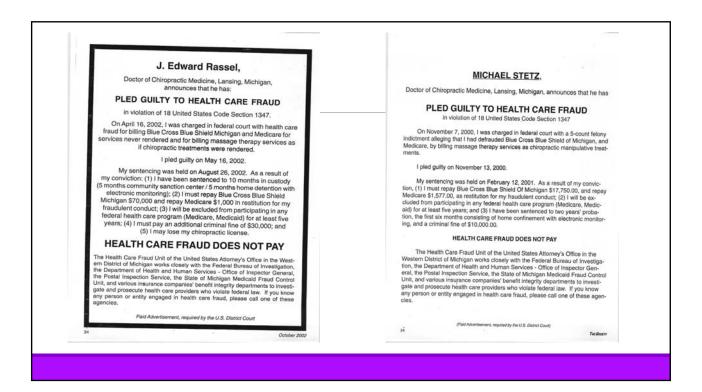
- 1. Conduct a staff meeting to discuss the 8 target areas
- 2. Review state laws and state insurance programs
- 3. Review Federal rules and regulations regarding Medicare, Medicaid, and other Par programs
- 4. Review Office Manual and Written Policy statements
- 5. Review current ICD, CPT, HCPCS, codes and modifiers. Be sure DCs/CAs are trained in proper use of codes
- 6. Conduct internal auditing and monitoring on office protocol
- 7. Review Claims Submission Audits. Conduct regular audits Billing and Patient Records

21 Basic Steps of an Effective Compliance Program

- 8. Bills for accuracy on Coding ICD. All should accurately reflect all the clinical services (CPT) rendered & documented
- 9. Review Daily Documentation to be sure all is complete (Be sure you are using P.A.R.T. guidelines Medicaid/Medicare
- 10. Review all services or durable items are reasonable, necessary and documentation in care plan
- 11. Review and make sure no incentives for unnecessary services exist
- 12. Implementing compliance and practices standards, with a good office procedure manual (ie., C4E or MPC Manual)
- 13. Designate a compliance officer. Post name (and picture if possible) in general area
- 14. Conduct appropriate staff training and education. Document all training and education in employee's file

21 Basic Steps of an Effective Compliance Program

- 15. All employees must receive training on how to perform their jobs (written job description) in compliance with the Standards of Care and Practice and applicable State and Federal Regulations.
- 16. All employees must understand that Compliance is a condition for continued employment
- 17. All employees must understand that confidentiality is a condition for continued employment
- 18. Review how to respond appropriately to detect offenses/violations, and develop corrective action and document
- 19. Review procedure and protocols for open lines of communications. Openly discuss why any problem happened in the first place, correct the problem immediately, and take steps to ensure it doesn't happen in the future
- 20. Review what disciplinary standards will be enforced through written standards in the office manual
- 21. Review that all employees can speak to the Compliance Officer and/or the Clinic Owner/Director at any time



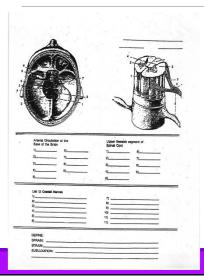
Modern Malpractice Protection

- ➤ Why will your Chiropractic philosophy, science and are get 1 out of 6 D.C.'s accused of malpractice.
- > Why do cash practice D.C.'s get sued more than insurance practice D.C.'s?
- ➤The new malpractice traps HIPAA Sexual Harassment Deviation Standards of Care/Standards of Practice
- ➤ Protect yourself Protect your Staff Protect Chiropractic: Learn the New "Modern Malpractice Protection" Techniques
- >Dr. Murkowski will share all from actual malpractice cases he has worked on!

Unhelpful Phrases in Advertising

- > Immediate Relief
- **≻**Painless
- Chiropractic care can bring relief from pain without drugs or surgery
- >The complete health care center
- ➤ Relief is just minutes away
- ➤ Knowing, skilled, and gentle Chiropractic care
- ➤To relieve pain and restore health
- ➤ Specializing in difficult and chronic cases
- ➤ Ruptured, herniated, or slipped discs
- ➤ Pain relief specialists who can help

Please fill this in, Doctor.....



Arterial circulation at the base of the Brain Upper Thoracic segment of the Spinal Cord

12 Cranial Nerves

Define: Sprain

Strain

Subluxation

HIP DEEP IN H.I.P.A.A

Were you compliant on 9/23/13?

HIPAA Changes

- ➤ Business Associates
- ➤ Breach Reporting
- ➤ Encrypt Data at Rest
- ► Individual Rights
 - ➤ Electronic Copies
 - Limit Access of Insurers for Cash Patients
 - ➤ Marketing
 - ► E-Mails Through Patient Portals

H.I.P.A.A. = OFFICE SUBLUXATION

HIPPA Changes Business Associate Agreements

Business Associates are:

- > Required to implement and comply with the Security Rule.
- Required to report a discovered security incident or privacy breach to the covered entity and help you report properly.
- >Subject to same penalties as a covered entity for violations of the security rules.
- To sign updated Business Associate and Agreements that incorporate specific security and privacy provisions.

HIPAA Changes Breach Reporting

- ➤ Breach means the acquisition, access, use, or disclosure of protected health information in a manner not permitted under subpart E [HIPAA Privacy Rule] of this part [45 CFR 164] which compromises the security or privacy of the protected health information.
- The breach rules have three exclusions and a probability test to determine risk.
- >If a breach occurs, the covered entity must do a risk assessment.

HIPAA Changes Breach Reporting

Individual Notification

- Must notify affected individuals after discovery of breach.
- > Without unreasonable delay, no later than 60 days.
- Notice must be written form; 1st class mail or email.
- >If more than 10 out-of-date contact information then:
 - Notice on home page of your website.
 - ➤ Notice in major print on broadcast media.
- ➤ Notification must include, to the extent possible:
 - Description of information involved in breach.
 - > Steps affected individuals should take to protect themselves from potential harm.
 - ➤ What you are doing to investigate the breach, mitigate harm, and prevent from further breaches.
 - > Your contact information.

HIPAA Changes Breach Reporting

Media Notification

- A breach affecting more than 500 residents of a state or jurisdiction are required to provide notice to prominent media outlets serving the state or jurisdiction.
- Same information and time frame as individual notification.

Notice to Secretary

- Covered entities (you) must notify the Secretary (of HHS) of breaches of unsecured protected health information.
- >If >500, without unreasonable delay, no more than 60days.
- >If <500, no later than 60 days after the end of the year of discovery.
- > Web based reporting, www.hhs.gov/ocr/privacy/hipaa/administratice/breachnotificationrule/index.html

HIPAA Changes Breach Reporting

Notification by a Business Associate

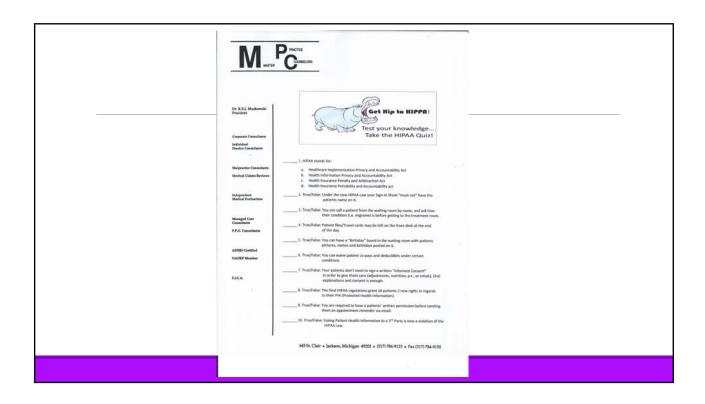
If a breach of unsecured protected health information occurs at or by a business associate, the business associate must notify the covered entity following the discovery of the breach. A business associate must provide notice to the covered entity without unreasonable delay and no later than 60 days from the discovery of the breach. To the extent possible, the business associate should provide the covered entity with the identification of each individual affected by the breach as well as any information required to be provided by the covered entity in its notification to affected individuals.

HIPAA Changes Encrypt Data at Rest

- > Protected Health Information (PHI) is not unsecured if it is rendered unusable, unreadable, or indecipherable to unauthorized individuals.
- Encryption processes that meet National Institute of Standards and Technology (NIST) in Special Publication 800-111 and Special Publication 800-52.

HIPAA Changes Individual Rights

- ➤ Electronic Copies
- Limit Access of Insurers for Cash Patients
- ➤ Marketing
- ➤ E-Mails Through Patient Portals



HIPAA 13 Point Checklist for you...Be Ready!

➤ Choose a Compliance Officer

➤ Obtain a baseline audit of Privacy Rules

➤ Choose a Compliance Officer Consultant

➤ Have Disclosure ready of PHI

► Read your HIPAA Compliance Manual

➤ Have Business Associate Letters

➤ Train your employers (weekly-monthly)

➤ Have Business Associate Agreement

➤ File employee signatures on HIPAA Documents ➤ Have Fax and E-Mail Disclosures

➤ Have an employee training log book

➤ Post the HIPAA Notice of Health Information

➤ Have patient Notice of Privacy Practice for patient to sign

Dr. Murkowski's 13 Office "Adjustments" To correct "HIPAA" Subluxations in the Office

- 1. Understand HIPAA is a Law
- 2. Understand HIPAA is a government program.
- 3. Accept the fact that you MUST comply.
- 4. Accept the fact that you MUST work the program.
- 5. Take the "Action Steps" for you and your staff.
- 6. Take the "Action Steps" for your patients.
- 7. Protect your office and patient files.

- 8. Protect your office, business associates & vendors.
- 9. HIPAA train yourself, staff and patients.
- 10. Take precautions and security steps.
- 11. Pick HIPAA consultants wisely.
- 12. Know government programs and penalties (Knowledge is Power).
- 13. Practice 2002 Chiropractic HIPAA & Patient respect.

Prepare, take the Action Steps, Correct all your Subluxations!

"REMEMBER"

Yesterday (Practice Methods)

Is History

Tomorrow (Practice Methods)

Is a Mystery

Today is a Gift (Learn New Methods)

From God....Its

The "Present" – use it wisely!

Additional Suggestions...

- ➤ Office Policy for Chiropractic (Informed Consent)
- ➤ Office Policy for Physical Therapy and/or Physical Therapeutics
- ➤Office Policy for Rehabilitation
- ➤ Office Policy for Billing
- ➤ Office Policy for Charging/Charge Limits
- ➤ Office Arbitration Agreement
- ➤Office Policy for Employees for Sick Days
- ➤ Office Policy for Employees for Off Days Holidays Vacation Days
- ➤ Office Policy for Dismissal

Eight Kinds of Patients

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.

DOCUMENT DOCUMENT DOCUMENT

	BUSINESS	CLINICAL
1.		1.
2.		2.
3.		3.
4.		4.
5.		5.
6.		6.
7.		7.
8.		8.
9.		9.
10.		10.
11.		11.
12		12.

What the new patient brings in...

1.

2.

3.

4.

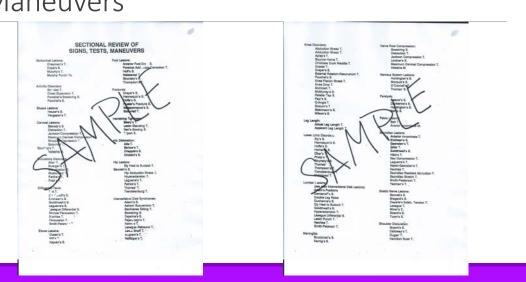
5.

6.

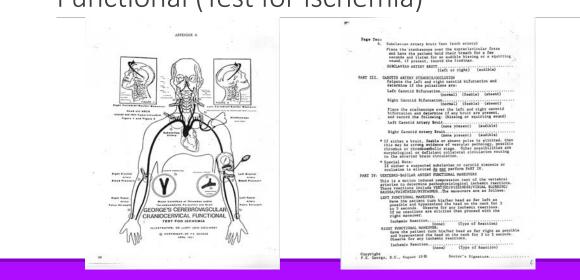
How to discuss finances without using the money...

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Sectional Review of Signs, Tests, Maneuvers



George's Cerebrovascular Craniocervical Functional (Test for Ischemia)



Radiographic Studies

Davis Series should be routine procedure and includes the following projections:

Antero-Postero Open Mouth which Reveals

- -Atlanto-Occipital Articulations -Atlas Lateral Masses
- -Atlanto-Axial Articulations
- -The body of axis
- -The odontoid process

Antero-Postep@.ior Closed Mouth

- -The lower 5 cervical bodies -Corresponding intervertebral spaces
- -Transverse processes
- -Covertebral articulations

Neutral Lateral View

- -Symmetry of the cervical curve
- -Cervical bodies -Apopyseal articulations
- -Spinous processes -Hypo-hypedordosis

Flexion View

- -Symmetry of the cervical curve -Range of motion
- -Areas of greatest stress and strain

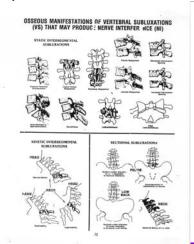
Extension View

- -Symmetry of the cervical curve
- -Range of motion
- -Areas of greatest stress and strain

Two Oblique Views -Intervertebral foreman

- -Oblique study of vertebral bodies
- -Osteoarthritis of the covertebral joints

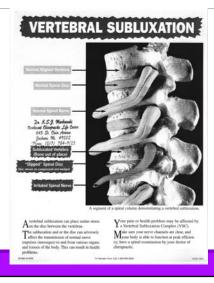
Osseous Manifestations of Vertebral Subluxations (VS) That May Produce Nerve Interference (NI)



DIAGNOSIS

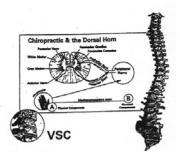
- This is essentially what the carrier knows about out patient and level of care is determined from the current ICD codes
- ➤ Uncomplicated diagnosis = less care
- ➤ Greater severity = increased necessity of services

Vertebral Subluxation



The Vertebral Subluxation Complex

The Chiropractic Subluxation Complex is any alteration of the biochemical and neuro-physiological dynamics of contignous spinal and paraspinal structures which can cause neuronal disturbances and interrupt the body's inherent recuperative power. (Allopathic subluxation maybe other, multiple and/or illdefined dislocations or partial dislocations.)



The Vertebral Subluxation Complex

VSC 8 Physical Components

- **≻**Osseous
- ➤ Connective Tissue
 - Muscles
 - ➤ Ligaments Fascia
- **≻**Disc
- ➤ Neurological
- > Altered Biochemical
 - ➤ I.E. Kyphosis Scoliosis
- **≻**Lymphatic
- ➤ Circulatory
- ▶ Visceral

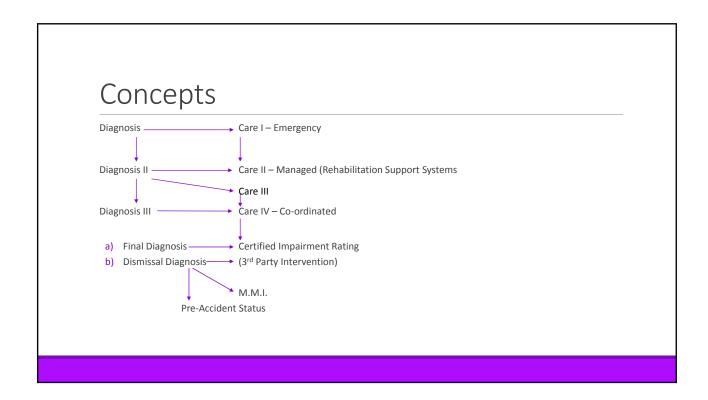
▶VSC 8 Chemical Componants

- ➤ Nociceptive Irritants
 - > Traumatism
 - Chemical
 - Lactic Acid
 - Potassium Ions
 - > Prostaglandin E-2
 - ➤ Leukotriene B-4 Glycosaminglycans

 - > 5-Hydroxytryptamine
 - > Bradylcinin

"One of my primary goals in teaching is for the DC, CA and Patients to understand the VSC and its 8 Physical and 8 Chemical Components, (Nociceptive Irritants), and how total primary Chiropractic care can help."

> KSJ Murkowski, BS, DC, DCT, FICA past ACA/ACAACA Chairman World Health Organization ICD-10-CM

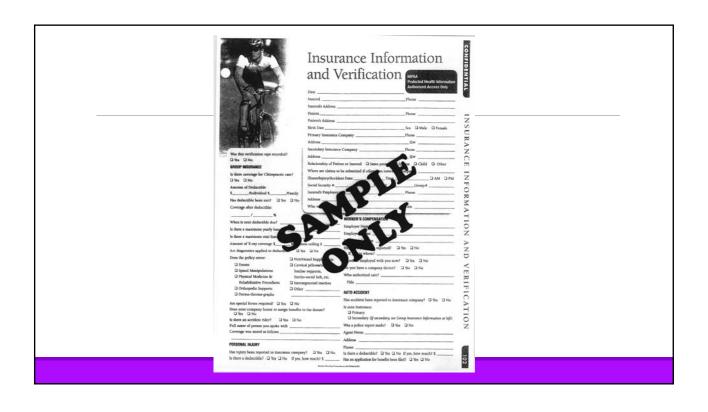


Medical Necessity VS Clinical Appropriateness

Billing a Wall of Protection NECESSARY PATIENT DOCUMENTATION

1. MPC-101	5. MPC-105	9. MPC-1 MIN SOAP	13. MPC-113A
2. MPC-104	6. MPC-107	10. MPC-110	14. MPC-114A
3.MPC-104	7. MPC-107	11. MPC-111	15. MPC-115A
4. MPC-105	8. MPC-108	12. MPC-112	16. MPC-116A
	Reinforcing Wa	lls of Protection	
17. MPC-117 EM	19. MPC-199 Ouch	21. MPC-121	23. MPC-B2 PA
		PT Update Exam	
18. MPC-	20. MPC-120	22. MPC-B1	24. HIPAA
Informed Consent	CH Update	Office Policy	
	Bonus Revi	ew	
Soa	ap VS Chart – P.A.R.T	. VS HER - EMR	

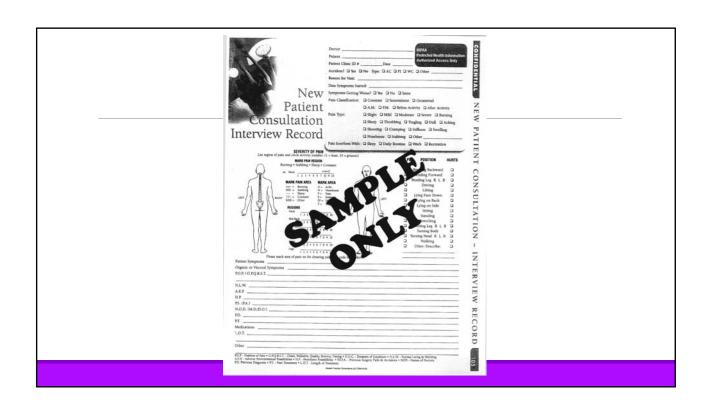


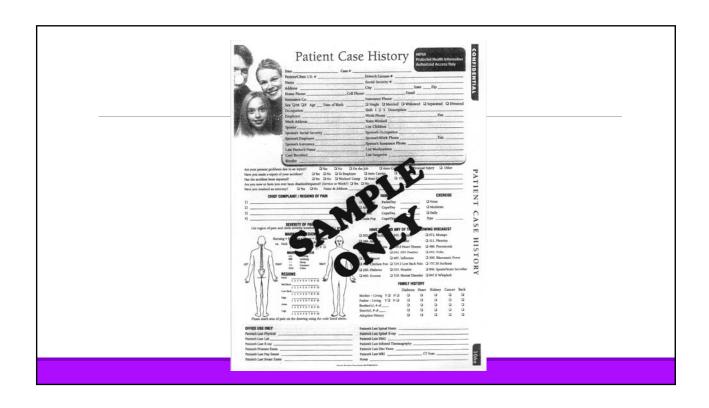


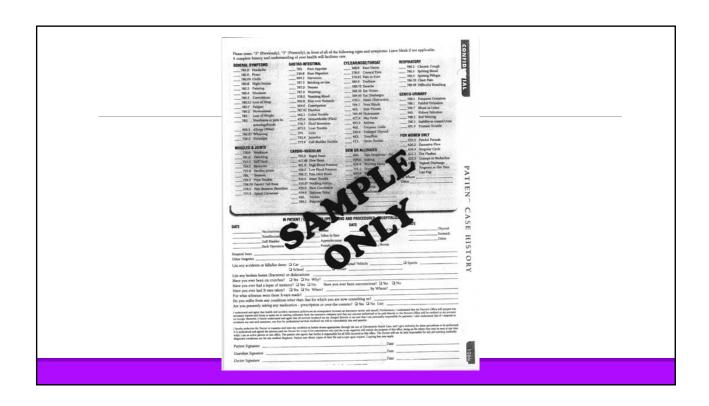


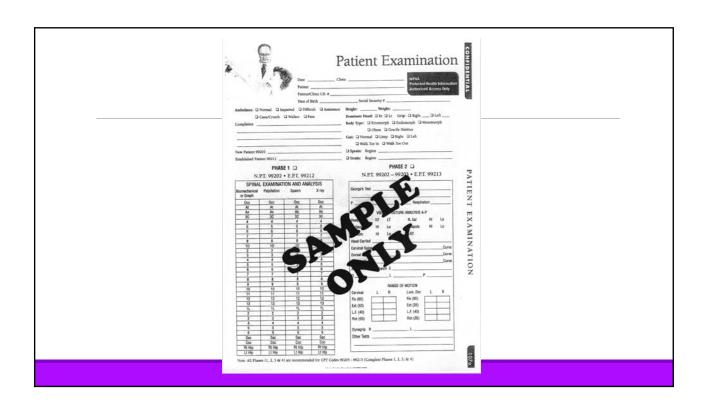


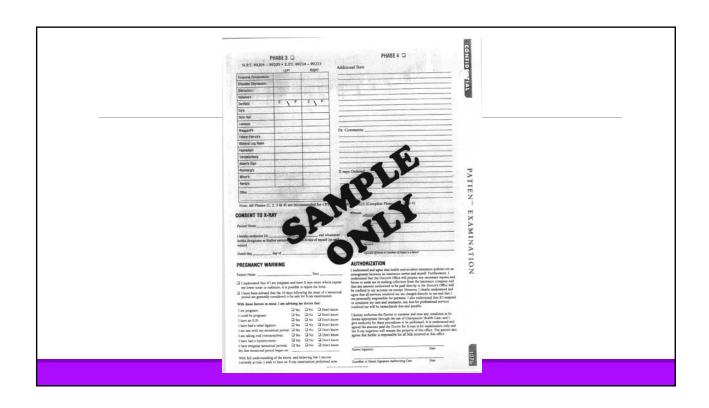
CHIROPRACTIC AUTHORIZATION RELEASE & EXPLANATION NOCIONE FE FORM 1. Annua insum. A unique moderate directly to find. It is moutes due for the presently pering allowed programs of the contract analyses of the contract an			
NOCORO FET FORM Section Sectio			-
The consideration of you providing care for me, I gave the filter of the second control		CHIROPRACTIC AUTHORIZATION RELEASE & EXPLANATION	8
To a property of the process of the		HOLDING FEE FORM	1
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FIGURE 3 OR AUTHORIZED PERSON'S SIGNATURE A furtherize release of any medical information accessary by process that claim and request payment of unurence benefits either to support of us the purey who meeps necessary process that claim and request payment of unurence benefits either to support of any medical benedits from 10 be paid directly to 11 authorize process of any medical benedits from 12 Introduction of you providing core from a farge to the fit organized to the consideration of you providing core from a farge to the fit organized to the consideration of you providing core from a farge to the fit organized to the consideration of you providing core from the first part to the fit organized to the consideration of you providing core from the fit or the consideration of you providing core from the fit organized to the consideration of your providing core from the fit organized to the fit organized to the consideration of your providing core from the fit organized to the f		Deciar or Claic Name is a partial payment (holding-fee) until such time that my insurance company	4
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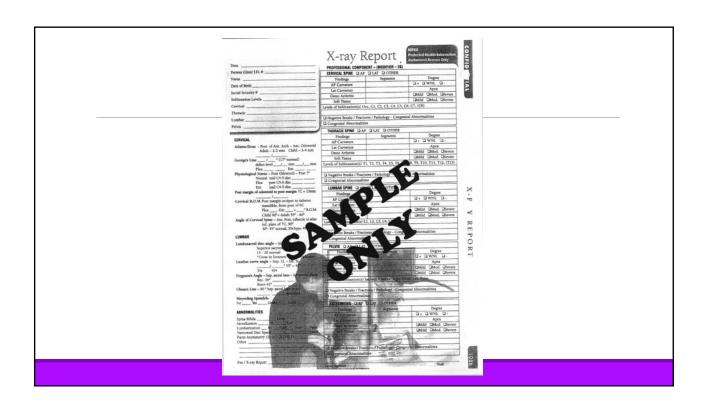




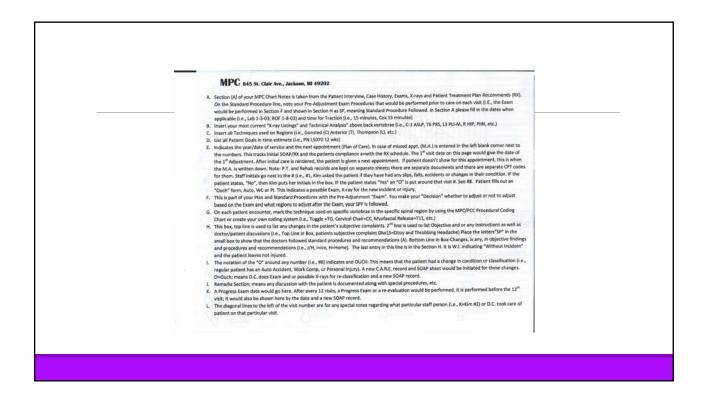




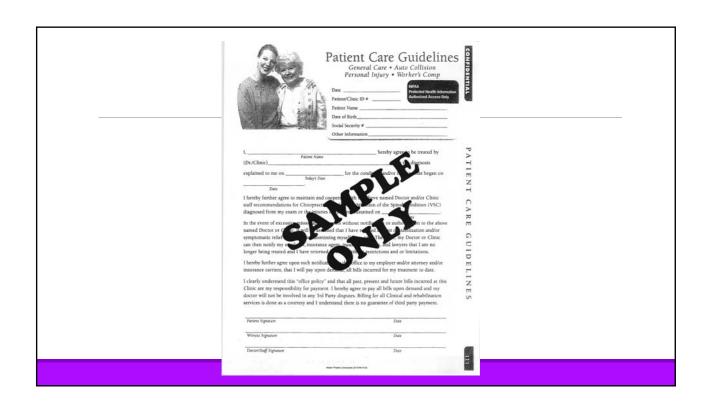




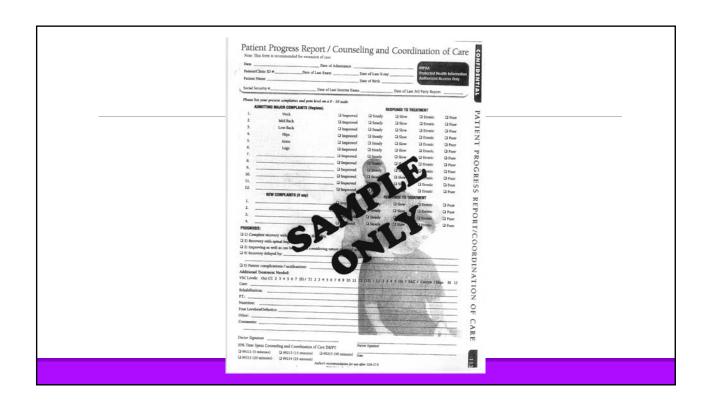


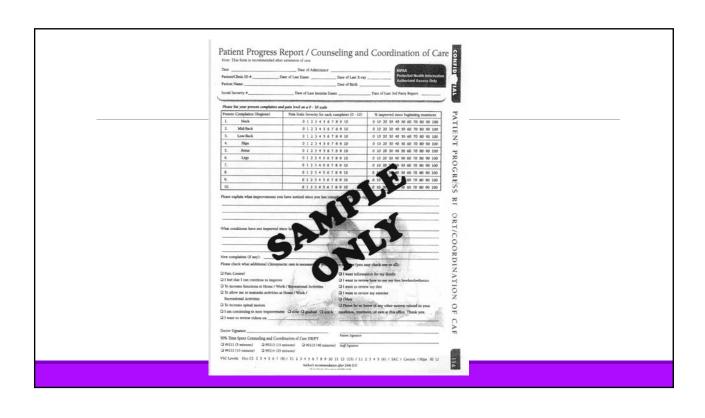


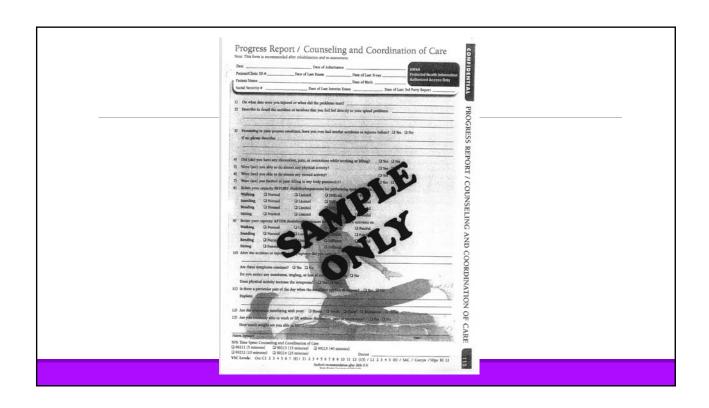
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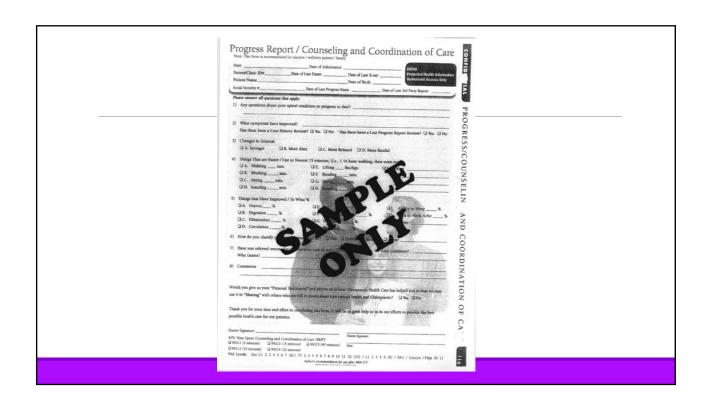


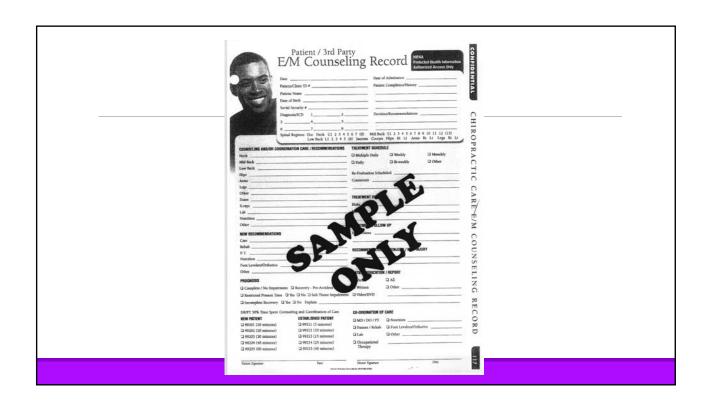
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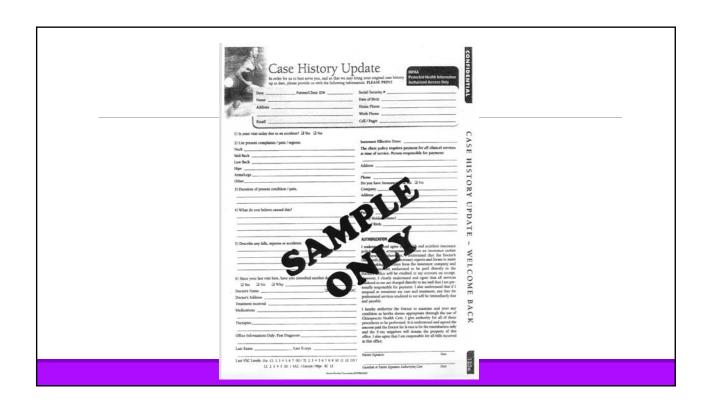


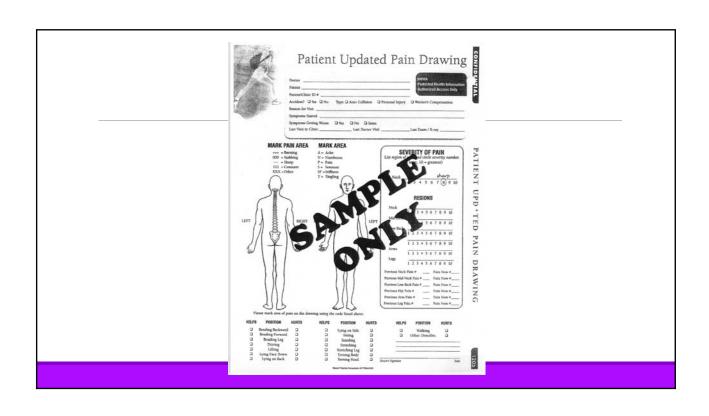




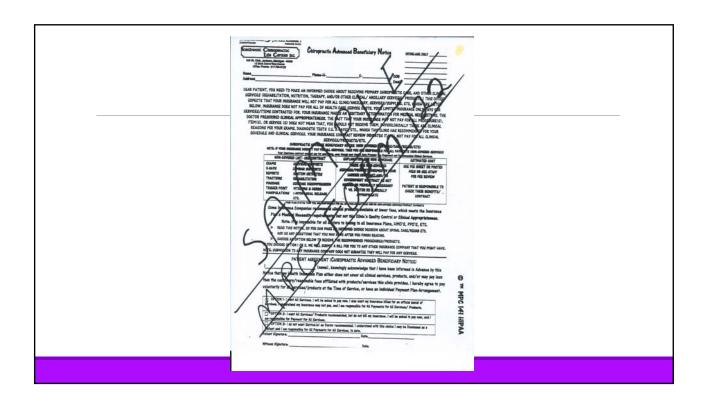






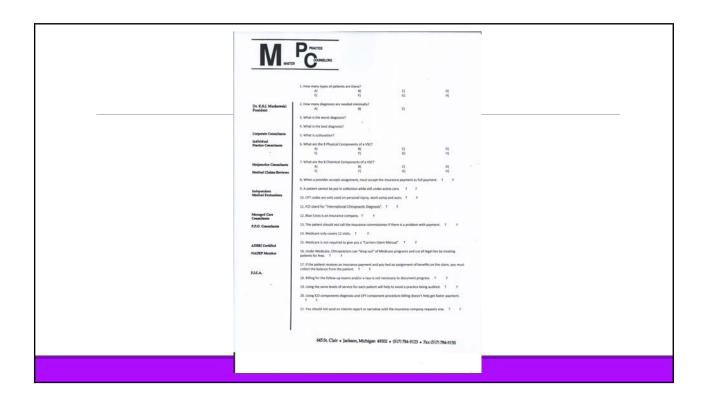






Tissue Pathology Treated with Rit/Prolotherapy

- 1) Sprain Ligamentous injury at the fibroosseous junction or intersubstance disruption. A sudden or severe twisting of a joint with stretching or tearing of ligaments; also; a sprained condition. (21,29-40,42-45).
- 2)Strain Muscle injury most commonly at the fibromuscular interface. When concerned with the peripheral muscles and tendons sprains and strains are identified as separate injuries and in a three stage gradations: first, second & third degree sprain and similarly for strain. In regards to vertebral and paravertebral ligaments and tendons consensus exists between authors and the definitions are quite vague. (21,29-40,42-45)
- 3) Enthesopathy A painful degenerative pathological process that results in deposition of poorly organized tissue, degeneration and Tendonosis at the fibroosseous interface and transition towards loss of function. (21,29-40,42-45)
- 4)<u>Tendonosis/Ligamentosis</u> A focal area of degenerative changes due to a failure of cell matrix adaptation to excessive load and tissue hypoxia with a strong tendancy to chronic recurrent pain and dysfunction. (21,29-40,42-45)
- 5) Pathologic Ligament Laxity A post traumatic or congenital condition leading to painful hypermobility of the axial and peripheral joints. (7,8,10-24,17-23,29-40)



ICD-9 Diagnosis For Medicare Billing

739-Non-Allopathic Lesions, Not elsewhere Classified Includes: Segmenial dysfunction, somatic dysfunction 739.0-Head Region

739.1-Cervical Region – Cervicothoracic region

739.2-Thoracic Region – Thoracolumbar region

739.3-Lumbar Region – Lumbosacral region

739.4-Sacral Region – Sacrococcygeal region, Sacroiliac region 739.5-Pelvic Region – Hip region, Pubic region 839-Other, Multiple, Ill-defined dislocations 839.2-Thoracic and Lumbar Vertebra, 839.0-Cervical Vertebra, Closed (Cervical Closed

Spine, Neck)

839.00-Cervical Vertebra, Unspecified 839.01-First Cervical Vertebra 839.02-Second Cervical Vertebra 839.03-Third Cervical Vertebra 839.04-Fourth Cervical Vertebra 839.05-Fifth Cervical Vertebra 839.06-Sixth Cervical Vertebra

839.07-Seventh Cervical Vertebra 839.08-Multiple Cervical Vertebra 839.20-Lumbar Vertebra 839.21-Thoracic Vertebra Dorsal (Thoracic) Vertebra

839.4-Other Vertebra, Closed 839.40-Vertebra, Unspecified Unit (Spine NOS) 839.41-Coccyx

839.42-Sacrum (Sacroiliac joint) 839.49-Other

839.6-Other Location, Closed 839.61-Sternum (Sternoclavicular joint) 839.69-Other (Pelvis)

Common Diagnosis Codes

353.0	CALSPINE Cervical Rib Syndrome	THORA	CICSPINE	LUMBA	R/LUMBOSACRALSPINE	SACRO	DILIAC
353.2	Cervical Nerve Root Lesion	353.0	Thoracic Outlet Syndrome	353.4	Lumbosacral nerve root lesion	720.2	Sacroilitis
720.1	Spinal Enthesopathy	353.3	Thoracic Nerve Root Lesion	721.3	Spondylosis	724.6	Disorders of Sacroiliac Joint
721.0	Cervical Spondylosis	720.1	Spinal Enthesopathy	722.10	Intervertebral Disc	736.81	Unequal Leg Length (acquired)
721.1	Spondylosis with Myleopathy	721.2	Spondylosis	722.32	Schmorl's nodes	846.1	Sacroiliac Sprain or Strain
722.4	Degeneration of Cervical IVD	722.11	Intervertebral Disc	722.52	Degeneration of Lumbar Disc	010.1	Cacroniac Opiani of Chain
722.71	Disc with myleopathy			722.73	Disc with myleopathy		
722.81	Postlaminectomy Syndrome Calcification of Cervical Disc	722.31	Schmorl's nodes	722.93	Calcification of Lumbar Disc	0000	v
723.0	Cervical Spinal Stenosis	722.72	Disc with Myleopathy	724.2	Lumbalgia	COCCY	X
723.1	Cervicalgia	722.82	Postlaminectomy Syndrome	724.3	Sciatica	724.70	Unspecified Disorder of the Cocco
723.2	Cervicocranial Syndrome	724.1	Pain in Thoracic spine	724.4	Neuritis or Radiculitis		
723.3	Cervicalbrachial Syndrome	724.4	Neurits or Radiculitis	724.5	Backache, unspecified.	724.71	Hypermobility of Coccyx
723.4	Brachial Neuritis	729.1	Myofascitis		Vertebrogenic Syndrome	724.79	Coccygodynia
723.4	Cervical Radiculitis	737.10	Aquired Kyphosis	729.1	Myofascitis	847.4	Coccyx Sprain or Strain
723.5 729.1	Torticollis Myofascitis	737.20	Lordosis	737.10	Kyphosis	047.4	Coccyx Sprain of Strain
737.10	Aguired Kyphosis, loss of curve	737.34	Scoliosis, thoracogenic	737.20	Lordosis		
756.10	Cervical Vertebral Anomaly	847.1	Thoracic Sprain or Strain	846.0	Lumbosacral Sprain or Strain		
756.2	Cervical Rib	047.1	moracic opiain or otiain				
847.0	Cervical Sprain or Strain			847.2	Lumbar Sprain or Strain		
953.0	Cervical Nerve Root Injury						

Common Diagnosis Codes

MICCEL	LANEOUS	SUBLU	IXATION CODES
		739	Nonallopathic Lesions
346.00	Migraine	739.0	Head region
307.81	Tension Headache	739.1	Cervical region
784.0	Headache	739.2	Thoracic region
524.60	TMJ Dysfucntion	739.3	Lumbar region
524.61		739.4	Sacral region
	TMJ Adhesions/ankylosis	739.5	Pelvic region
524.62	TMJ Arthralgia	739.8	Rib (Costo-Thoracic)
710.4	Polymyositis	839	III-Defined Dislocations
718.5	Ankylosis: (.1) shoulder,	839.00	Cervical vertebra, unspecified
	(.2) elbow, (.3) wrist,	839.01	First cervical vertebra
	(.4) fingers, (.5) hip,	839.02	Second cervical vertebra
		839.03	Third cervical vertebra
	(.6) knee, (.7) ankle, foot	839.04	Fourth cervical vertebra
719.7	Difficulty walking	839.05	
720.0	Rheumatoid Arthritis	839.06	
721.90	Spondylitis Osteoarthritica	839.07	
721.7	Traumatic Spondylitis	839.08	Multiple cervical vertebra
724.9	Ankylosis, Spine	839.2	Thoracic and Lumbar Vertebra, closed
733.00	Osteoporosis	839.20	Lumbar vertebra (specify level)
728.85	Muscle Spasm	839.21	Thoracic vertebra (specify level)
729.0	Rheumatism Fibrosits unspec.		Dorsal (thoracic) vertebra
729.2	Neuralgia, Neuritis, Radiculitis		
		839.4	Other Vertebra, closed
729.4	Fascitis	839.40	Vertebra, unspecified site, Spine NOS
756.12	Spondylolisthesis	839.41	Coccyx
782.0	Parathesia .	839.42	Sacrum, Sacroiliac (joint)
		839.6	Other Location, closed
		839.61	Sternum, Sternoclavicular joint
		839.69	Pelvis

Common Diagnosis Codes

FOOT

719.27

726.79

SHOULDER

719.21 Synovitis, villonodular 726.10 Bursitis, Tenosynovitis 726.2 Periarthritis

840.0 - 840.9 Sprain or Strain

ELBOWAND FOREARM 719.22 Synovitis, villonodular 726.31 Medial Epicondylitis 726.32 Lateral Epicondylitis 727.00 Tenosynovitis (NOS) 841.0 - 841.9 Sprain or strain

WRIST

354.0 Carpal Tunnel Syndrome 719.25 Synovitis, villonodular 727.00 Tenosynovitis

842.00 - 842.09 Sprain or Strain

HIPANDTHIGH

ANKLE 719.27 Synovitis, villonodular 726.79 Bursitis 727.06 Tenosynovitis 845.00 - 845.09 Sprain or Strain

Synovitis, villonodular

Bursitis

845.10 - 845.19 Sprain or Strain

727.06 Tenosynovitis

Synovitis, villonodular 719.25

726.5 727.00 Tenosynovitis 843.0 Sprain or Strain

Common Diagnosis Codes Cont...

MUSCLE

SPINAL CURVATURE

737.10 Kyphosis, acquired
737.20 Lordosis, acquired
737.30 Scollosis and kyphoscollosis,
idiopathic
737.34 Thoracogenic scollosis

737.8 Other curvature of the spine 737.9 Unspecified curvature of spine 738.2 Acquired deformity of the neck 738.4 Acquired spondylolisthesis

756.12 Spondylolisthesis 736.81 Unequal leg length, acquired 781.91 Loss of height 781.92 Abnormal posture

X-RAY

721.0 Cervical spondylosis w/o myleopathy

721.1 Cervical spondylosis with myleopathy 721.2 Thoracic spondylosis w/o myleopathy 721.3 Lumbar spondylosis w/o myleopathy 721.4 Thoracic spondylosis with

721.41 Thoracic spondylosis with myleopathy 721.42 Lumbar spondylosis with myleopathy 722.4 Degeneration of cervical disc 722.51 Degeneration of thoracic or thoracolumbar disc 722.52 Degeneration of fumbar or lumbo

lumbosacral disc 722.6 Degeneration of disc unpsecified

728.1 Progressive myositis ossificans 728.12 Traumatic Mysositis ossificans 728.2 Muscular wasting 729.4 Fascilits, unspecified 729.82 Cramp in limbs 726.90 Enthesopathy of unspecified site LIGAMENT

728.4 Laxity of ligament 728.5 Hypermobolity syndrome 728.89 Calcification of ligament 717.9 Relaxation of joint

728.81 Interstitial myositis 728.85 Spasm of muscle 728.87 Muscle weakness, generalized

728.9 Other disorders of muscle 729.0 Rheumatism, unspecified and fibrositis 729.1 Myalgia and myositis

PAIN
338.11 Acute pain due to trauma
338.19 Other acute pain
338.21 Chronic pain due to trauma
338.29 Other chronic pain
780.96 Generalized pain NOS
719.4x Joint pain (5th digit will dictate joint)

780.71 Chronic Fatigue Syndrome 780.79 Other malaise or fatigue 782.0 Numbness, tingling etc 782.3 Edema

278.00 Obesity

MISCELLANFOLIS

278.01 Severe Obesity 300.4 Depression 250.00 Diabetes

780.52 Insomnia, unspecified 733.00 Osteoporosis, unspecified 733.01 Senile Osteoporosis 733.02 Idiopathic osteoporosis

780.4 Dizziness and Giddiness 386.10 Peripheral vertigo 386.11 Benign paroxysmal positional

vertigo

LATE EFFECTS

905.7 Late effect of strain and sprain 905.8 Late effect of tendon injury

907.3 Late effect of injury to nerve root 907.3 Late effect of injury to nerve of upper limb

907.5 Late effect of injury to nerve of lower limb

Sample Diagnosis---DX BANK-Go To Bank

Primary

839.05 Sublaxation of C-5 Vertebra

722.4 Degeneration Cervical Disc

729.2 Radiculitis

737.1 Kyphosis (Acquired)

723.1 Neck Pain

723.5 Torticollis

353.0 Irritation Brachial Plexus

Secondary

839.20 Sublaxation of L-5 Vertebra

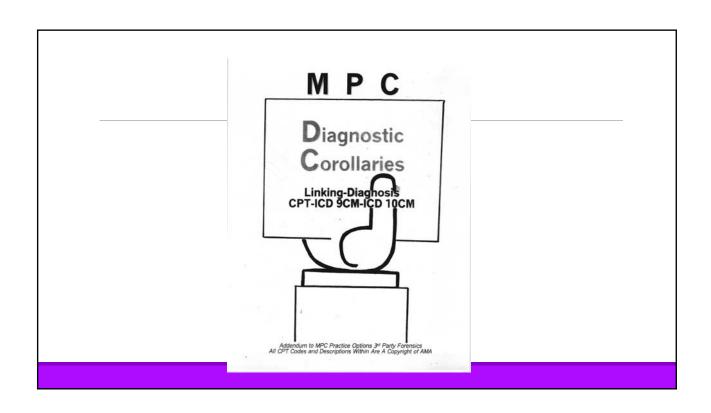
722.1 Displacement Lumbar Disc

782.0 Parasthesia

737.3 Scoliosis

724.4 Neuritis

724.3 Sciatica



Physical Medicine and Rehabilitation

Physical medicine is the diagnosis, treatment and prevention of disease with the aid of physical agents such as light, heat, cold, water, or electricity or with mechanical devices. Physical medicine services may be provided by physicians or physical therapists. Physical medicine and rehabilitation codes are divided into three sections; Modalities, Procedures, and Tests and Measurements. Other services performed by medical professionals specializing in physical medicine and/or physical therapy include; muscle testing, range of joint motion, electromyography, biofeedback training EMG, and transcutaneous nerve stimulation (TNS).

Physical Medicine and Rehabilitation

Coding Rules

- 1) The physician or therapist is required to be in constant attendance when reporting codes for modalities and procedures.
- 2) The physical medicine procedure codes specify treatment to one area, for the initial 30 minutes, and provide codes to report each additional 15 minutes of treatment.

Special Physical Medicine Coding Issues

Many worker's compensation and casualty health insurance companies use pre-CPT coding systems, such as CRVs, and do not use any form of diagnostic coding, relying instead on special reports to justify the procedures performed and services provided. As the majority of physical medicine services are performed for accidents and injuries, many that are work-related, the medical professionals performing these services must be informed of the specific reporting requirements in the areas that they practice.

Physical Medicine and Rehabilitation

Correct Coding Guidelines

1) With one exception providers should not report more than on physical medicine and rehabilitation therapy service for the same 15 minute time period. (The only exception involves a "supervised modality" defined by CPT codes 97010-97028 which may be reported for the same 15 minute time period as other therapy services). Some CPT codes for physical medicine and rehabilitation services include an amount of time in their code descriptors. Some NCCI edits pair a "timed" CPT code with another "timed" CPT code or a non-timed CPT code. These edits may be bypassed with modifier 59 if the two procedures of a code pair edit are performed in different timed intervals even if sequential during the same patient encounter. NCCI does not include all edits pairing two physical medicine and rehabilitation services (excepting "supervised modality" services) even though they should never be reported for the same 15 minute time period.

2) NCCI contains edits with column one codes of the physical medicine and rehabilitation therapy services and column two codes of the physical therapy and occupational therapy re-evaluation CPT codes of 97002 and 97004 respectively. The re-evaluation services should not be routinely reported during a planned course of physical or occupational therapy. However, if the patients status should change and a re-evaluation is medically reasonable and necessary, it may be reported with modifier 59 appended to CPT code 97002 or 97004 as appropriate.

Physical Medicine and Rehabilitation

3) The procedure coded as CPT code 97755 (assistive technology assessment...direct one-on-one contact by provider, with written report, each 15 minutes) is intended for use on severely impaired patients requiring adaptive technology. For example, a patient with the use of only one or no limbs might require the use of high level adaptive technology.

4) The NCCI edit with column one CPT code 97140 (Manual therapy techniques, one & more regions, each 15 minutes) and column two CPT code 97530 (Therapeutic activities, direct patient contact, each 15 minutes) is often bypassed by utilizing modifier 59. Use of modifier 59 with the column two CPT code 97530 of this NCCI edit is appropriate only if the two procedures are performed in distinctly different 15 minute intervals. The two codes cannot be reported together if performed during the same 15 minute time interval.

5)Based on CPT coding system instructions selective debridement (CPT codes 97597, 97598) should not be reported in conjunction with surgical debridement (CPT codes 11040-11044). Physicians cannot report these codes separately on the same date of service. However, under OPPS a facility may report these codes separately if the selective debridement and surgical debridement are performed on two separate and distinct wounds. The two procedures may be performed by the same practitioner or two separate practitioners and may be performed at the same or separate patient encounters on the same date of service.

The same principle applies to CPT code 97602 which is payable under OPPS.

97001 Physical Therapy Evaluation

715.15 Osteoarthrosis localized primary involving pelvic region 716.90 Unspecified arthropathy site unspecified 716.96 Unspecified arthropathy involving lower leg 719.41 Pain in joint involving shoulder region 721.3 Lumbosacral spondylosis without myelopathy 722.10 Displacement of lumbar intervertebral disc without myelopathy

722.52 Degeneration of lumbar or lumobosacral intervertebral disc

PLEASE SEE DX
GOLD BOOKS
FOR MORE
ICD CODES

RVUs: Transitioned NonFacility Total 1.96 Transitioned Facility Total 1.96 Medicare Policies: No payment adjustment rules for multiple procedures apply, 150% payment adjustment for bilateral procedures does not apply, payment for assistant surgeon subject to documentation of medical necessity.

97002 Physical Therapy Re-Evaluation

715.15 Osteoarthritis localized primary involving pelvic region and thigh

716.90 Unspecified arthropathy site unspecified

719.41 Pain in joint involving shoulder region

723.4 Brachial neuritis or radiculitis nos

724.1 Pain in thoracic spine

724.2 Lumbago

PLEASE SEE DX
GOLD BOOKS
FOR MORE
ICD CODES

RVUs: Trasitioned NonFacility Total 1.06 Transitioned Facility Total 1.06 Medicare Policies: No payment adjustment rules for multiple procedures apply, 150% payment adjustment for bilateral procedures does not apply, payment for assistant surgeon subject to documentation of medical necessity.

97010 Application of a modality to one or more areas; hot or cold packs

353.1 Lumbosacral plexus lesions

353.4 Lumbosacral root lesions not elsewhere classified

715.00 Osteoarthrosis generalized involving unspecified site

720.2 Sacroiliitis not elsewhere classified

721.0 Cervical spondylosis without myelopathy

721.3 Lumbosacral spondylosis without myelopathy

722.0 Displacement of cervical intervertebral disc without myelopathy

722.10 Displacement of lumbar intervertebral disc site unspecified without myelopathy

722.2 Degeneration of cervical intervertebral disc

722.51 Degeneration of thoracic or thoracolumbar intervertebral disc

722.52 Degeneration of lumbar or lumbosacral intervertebral disc

722.73 Intervertebral disc disorder with myelopathy

lumbar region 723.1 Cervicalgia

723.2 Cervicocranial syndrome

Medicare Policies: Bundled code-no separate payment made.

RVUs: Transitioned NonFacility Total 0.14 Transitioned Facility Total 0.14

PLEASE SEE DX **GOLD BOOKS FOR MORE ICD CODES**

97012 Application of a modality to one or more areas; traction, mechanical

353.1 Lumbosacral plexus lesions

353.2 Cervical root lesions not elsewhere classified

715.00 Osteoarthrosis generalized involving unspecified site

721.0 Cervical spondylosis without myelopathy

721.3 Lumbosacral spondylosis without myelopathy

722.0 Displacement of cervical intervertebral disc without myelopathy

722.10 Displacement of lumbar intervertebral disc without myelopathy

722.2 Displacement of intervertebral disc site unspecified without myelopathy

722.4 Degeneration of cervical intervertebral disc

722.51 Degeneration of thoracic or thoracolumbar intervertebral

722.52 Degeneration of lumbar or lumbosacral intervertebral disc

PLEASE SEE DX **GOLD BOOKS FOR MORE ICD CODES**

RVUs: Transitioned NonFacility Total 0.41 Transitioned Facility Total 0.41

Medicare Policies: No payment adjustment rules for multiple prodecures apply, 150% payment adjustment for bilateral procedures does not apply, payment for assistant surgeon subject to documentation of medical necessity.

97014 Application of a modality to one or more areas; electrical stimulation (unattended)

353.1 Lumbosacral plexus lesions

353.4 Lumbosacral root lesions not elsewhere specified

715.00 Oseteoarthrosis generalized involving specified site

720.2 Sacroilitis not elsewhere specified

721.0 Cervical spondylosis without myelopathy

721.3 Lumbosacral spondylosis without myelopathy

722.0 Displacement of cervical intervertebral disc without myelopathy

722.10 Displacement of lumbar intervertebral disc without myelopathy

722.4 Degeneration of cervical intervertebral disc

722.51 Degeneration of thoracic or thoracolumbar intervertebral

722.52 Degeneration of lumbar or lumbosacral intervertebral disc 722.73 Intervertebral disc disorder with myelopathy lumbar region

PLEASE SEE DX
GOLD BOOKS
FOR MORE
ICD CODES

RVUs: Transitioned NonFacility Total 0.38 Transitioned Facility Total 0.38 Medicare Policies: No valid for Medicare

The Dangers of Pre-Paid Care Plans

Doctors should be aware that patient prepayment plans could expose them to criminal or civil liability. At this time, opinions of numerous state insurance commissioners and a recent bulletin from the National Association of Insurance Commissioners (NAIC) have held these plans to be illegal.

The basis of these rulings is that the operation of a prepayment plan constitutes the business of insurance. As such, anyone engaged in this business must be licensed either as an insurance company, a health maintenance organization, or a similar entity. Offering some of these plans without a license may be illegal.

Insurance is defined as an activity that shifts the risk of loss from an insurer, and distributes that loss potential among a larger group through the payment of a lesser amount. In patient prepayment plans, the doctor assumes the risk that the actual cost of care will exceed the amount charged. He/she also assumes that there will be a number of patients who over-utilize the benefits, but that they will be balanced by those who under-utilize. Patients rely on the fact that they will be able to obtain all needed care for a set fee.

Recently, the National Council for Chiropractic Attorneys reported that suits against chiropractors, by patients in prepayment plans, has been one of the top five causes for malpractice actions since 1988. Further, the NAIC has predicted these plans to be an increasing enforcement priority by state insurance departments.

To avoid risk, doctors should cease the usage of any unlicensed prepayment plans.

2012 HHS Guidelines

There are two slightly different versions of the federal poverty measure:

The poverty thresholds, and The poverty guidelines.

The **poverty thresholds** are the original version of the federal poverty measure. They are updated each year by the **Census Bureau** (although they were <u>originally developed by Mollie Orshansky</u> of the Social Security Administration). The thresholds are used mainly for **statistical** purposes — for instance, preparing estimates of the number of Americans in poverty each year. (In other words, all official poverty population figures are calculated using the poverty thresholds, not the guidelines.) <u>Poverty thresholds since 1973</u> (and for selected earlier years) and weighted average poverty thresholds since 1959 are available on the Census Bureau's Web site. For an example of how the Census Bureau applies the thresholds to a family's income to determine its poverty status, see "<u>How the Census Bureau Measures Poverty</u>" on the Census Bureau's web site.

The **poverty guidelines** are the other version of the federal poverty measure. They are issued each year in the *Federal Register* by the **Department of Health and Human Services** (HHS). The guidelines are a simplification of the poverty thresholds for use for **administrative** purposes — for instance, determining financial eligibility for certain federal programs. The <u>Federal Register notice</u> of the 2012 poverty guidelines is available.

The poverty guidelines are sometimes loosely referred to as the "federal poverty level" (FPL), but that phrase is ambiguous and should be avoided, especially in situations (e.g., legislative or administrative) where precision is important.

Key differences between poverty thresholds and poverty guidelines are outlined in a table under <u>Frequently Asked Questions</u> (FAQs). See also the <u>discussion of this topic</u> on the Institute for Research on Poverty's web site.

2012 Poverty Guidelines for the 48 Contiguous States and the District of Columbia

Persons in family/household	Poverty guideline
1	\$11,170
2	15,130
3	19,090
4	23,050
5	27,010
6	30,970
7	34,930
8	38,890
C 11: (1 1 1 1 1	

For families/households with more than 8 persons, add \$3,960 for each additional person.

2012 Poverty Guidelines for Alaska

Persons in family/household	Poverty guideline
1	\$13,970
2	18,920
3	23,870
4	28,820
5	33,770
6	38,720
7	43,670
8	48,620

For families/households with more than 8 persons, add \$4,950 for each additional person.

2012 Poverty Guidelines for Hawaii

Persons in family/household	Poverty guideline
1	\$12,860
2	17,410
3	21,960
4	26,510
5	31,060
. 6	35,610
7	40,160
8	44,710

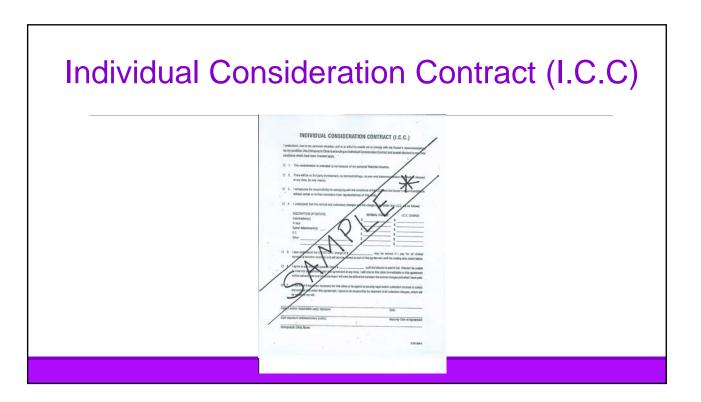
For families/households with more than 8 persons, add \$4,550 for each additional person.

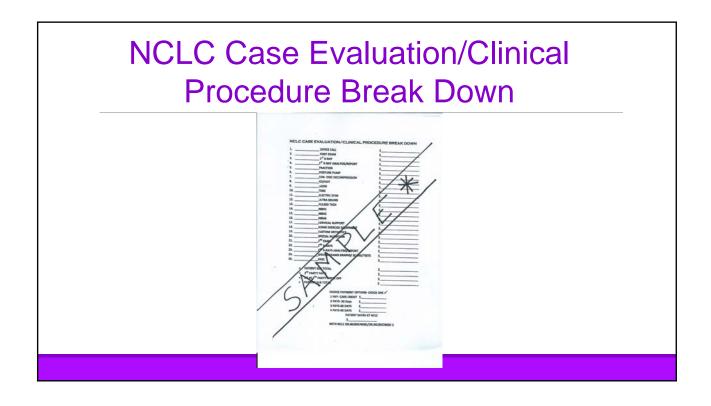
Application and Affidavit of Financial Hardship



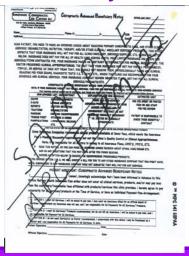
Financial Policy Statement







Chiropractic Advanced Beneficiary Notice



HHS.gov U.S. Department of Health & Human Services

New rule protects patient privacy, secures health information

The U.S. Department of Health and Human Services (HHS) moved forward today to strengthen the privacy and security protections for health information established under the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

The final omnibus rule greatly enhances a patient's privacy protections, provides individuals new rights to their health information, and strengthens the government's ability to enforce the law.

"Much has changed in health care since HIPAA was enacted over fifteen years ago," said HHS Secretary Kathleen Sebelius. "The new rule will help protect patient privacy and safeguard patients health information in an ever expanding digital age."

The changes in the final rulemaking provide the public with increased protection and control of personal health information. The HIPAA Privacy and Security Rules have focused on health care providers, health plans and other entities that process health insurance claims. The changes announced today expand many of the requirements to business associates of these entities that receive protected health information, such as contractors and subcontractors. Some of the largest breached health information such assistances healthes are increased for noncompliance based on the level of negligence with a maximum penalty of \$1.5 million per violation. The changes also strengthen the Health Information Technology for Economic and Clinical Health (HECK) Breach Notification requirements by clarifying when breaches of unsecured health information must be reported to HHS.

individual rights are expanded in important ways. Patients can ask for a copy of their electronic medical record in an electronic form. When individuals pay by cash they can instruct their provider not to share information about their treatment with their health jain. The final ombits rule sets new limits on how information is used and disclosed for marketing and fundraising purposes and prohibits the sale of an individuals' health information without their permission.

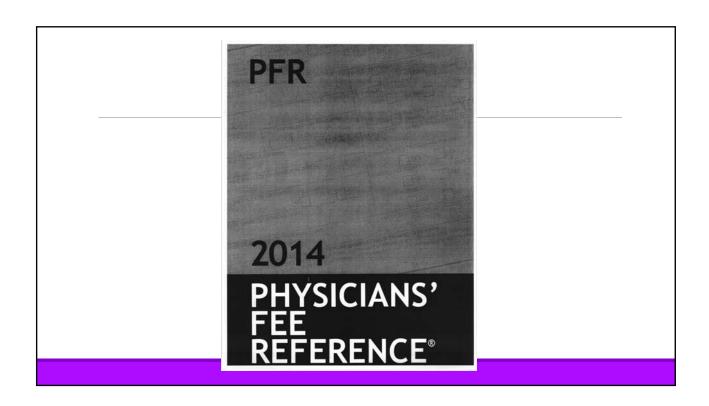
"This final omnibus rule marks the most sweeping changes to the HIPAA Privacy and Security Rules since they were first implemented," said HHS Office for Civil Rights Director Leon Rodriguez. "These changes not only greatly enhance a patient's privacy rights and protections, but also strengthen the ability of my office to vigorously enforce the HIPAA privacy and security protections, regardless of whether the information is being held by a health plan, a health care provider, or one of their business associates."

The final rule also reduces burden by streamlining individuals' ability to authorize the use of their health information for research purposes. The rule makes it easier for parents and others to give permission to share proof of a child's immunization with a school and gives covered entities and business associates up to one year after the 180-day compliance date to modify contracts to comply with the rule.

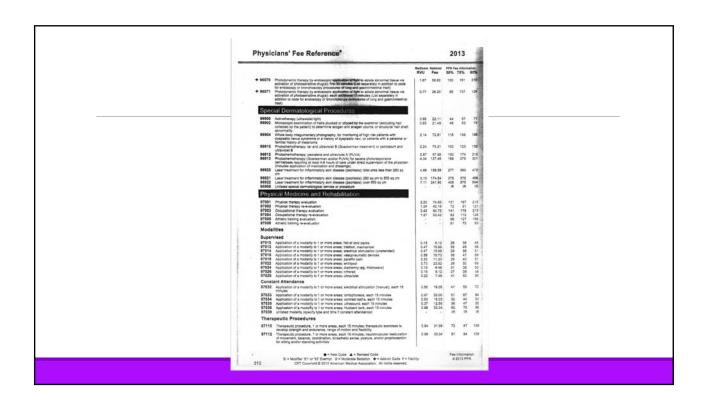
The final omnibus rule is based on statutory changes under the HITECH Act, enacted as part of the American Recovery and Reinvestment Act of 2009, and the Genetic Information Nondiscrimination Act of 2008 (GINA) which clarifies that genetic information is protected under the HIPAA Privacy Rule and prohibits most health plans from using or disclosing genetic information for underwriting ourrooses.

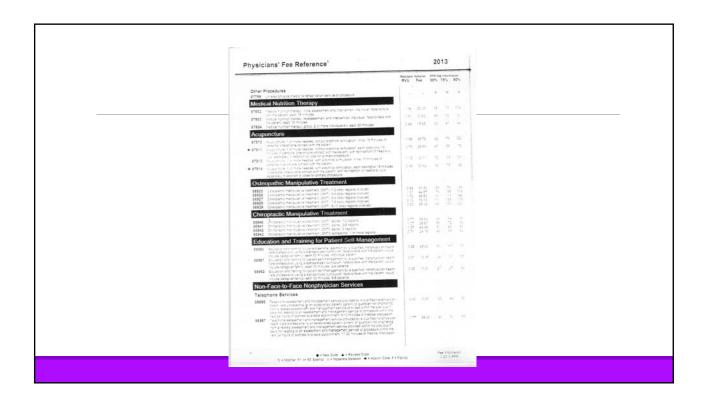
The Rulemaking announced today may be viewed in the Federal Register at https://www.federalregister.gov/public-inspection.

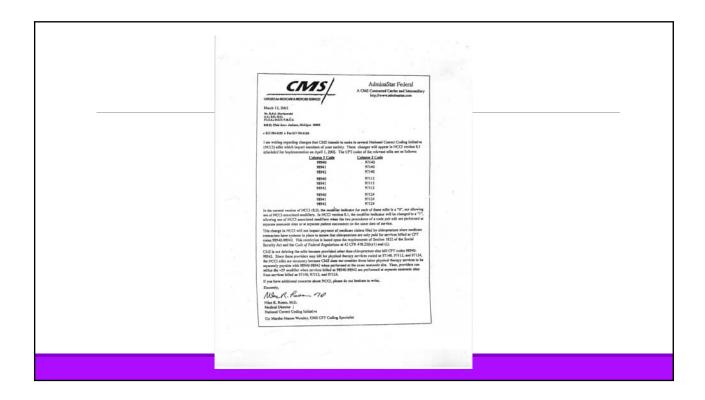
Contact: HHS Press Office 202-690-6343











The check really is in the mail!

Very few things in life are more frustrating than waiting around for money that someone owes you.

Particularly if that someone is an insurance company.

Unfortunately, its by no means unusual to wait months on end for an insurance company to pay up.

At Aetna, we think that's unconscionable.

So at our Employee Benefits Division, we've reduced the entire health insurance claims process to a mere nine days. Despite the fact that we receive nearly a quarter million claims a day.

Of course, you don't get results like this by waiving a wand. At Aetna, it takes a national on-claims network, three mainframe computers, 32 automatic collating machines, five zip code pre-sorters, and 225 dedicated people dedicated solely to getting those checks in the mail.

Still, we find the extra effort pays. We like to think that such unusual promptness is why so many companies are so quick to employ us for their employee benefit programs.

And why they're so slow to leave us.

AETNA. WE GIVE NEW MEANING TO THE WORD DILIGENT.



Understanding ICD – 10 10/01/15

Will there be a grace period for converting to ICD-10?

If I transition early to ICD-10, will my claims be processed?

No. CMS and other payers will not be able to process claims using ICD-10 until October 1,2014.

Providers – Develop an implementation strategy that includes an assessment of the impact on your organization, a detailed timeline, and budget.

Billing Service

Clearing house

Practice Management Software

Providers who handle billing and software development internally should plan for medical records/coding, clinical, IT, and staff to coordinate on ICD-10 transition efforts.

ICD-9 v ICD-10

- ➤ Not a simple renumbering
- ➤ Greater detail
- ➤Terminology
- ➤ Laterality
- ➤ Injury concepts
- ➤ More codes...

- Diagnoses often are not established at the time of the initial encounter/visit. It may take two or more visits before the diagnosis is confirmed.
- For accurate reporting of ICD-10-CM diagnosis codes, the documentation should describe the patient's condition, using terminology which includes specific diagnoses as well as symptoms, problems, or reasons for the encounter. There are ICD-10-CM codes to describe all of these.
- Do not code diagnoses documented as "probable", "suspected", "questionable", "rule out", or "working diagnosis" or other similar terms indicating uncertainty. Rather, code the condition(s) to the highest degree of certainty for that encounter/visit, such as symptoms, signs, abnormal test results, or other reason for the visit.
- Code all documented conditions that coexist at the time of the encounter/visit, and require or affect patient care treatment or management. Do not code conditions that were previously treated and no longer exist.

Format and Structure:

The ICD-10-CM Tabular List contains categories, subcategories and codes. Characters for categories, subcategories and codes may be either a letter or a number. All categories are 3 characters. A 3-character category that has no further subdivision is equivalent to a code. Subcategories are either 4 or 5 characters. Codes may be 3,4,5,6 or 7 characters. That is, each level of subdivision after a category is a subcategory. The final level of subdivision is a code. Codes that have applicable 7th characters are still referred to as codes, not subcategories. A code that has an applicable 7th character is considered invalid without the 7th character.

Diagnosis codes are to be used and reported at their highest number of characters available. ICD-10-CM diagnosis codes are composed of codes with 3,4,5,6 or 7 characters. Codes with three characters are included in ICD-10-CM as the heading of a category of codes that may be further subdivided by the use of fourth and /or fifth characters and/or sixth characters, which provide greater detail.

A three-character code is to be used only if it is not further subdivided. A code is invalid if it has not been coded to the full number of characters required for that code, including the 7th character, if possible.

Anatomy of ICD-10-CM

"Knowing the bones" is a good idea in almost any Chiropractic endeavor. It is the same when you are trying to wrap your arms around a new coding system. Much of what you will find in ICD-10-CM will see familiar – the codes represent disorders to the body, the numbers describe the codes, and picking the right one is often half the science and half art.

This book will now explore the anatomy of ICD-10-CM codes at a level beyond the pre-cursory depth presented so far. If further information is needed, you can look at the "Official Guidelines" presented in the Appendix, or peruse some of the Additional Resources listed also in the appendix. To simplify learning, we will usually contrast ICD-10-CM with ICD-9-CM. Refer to the chart on page 18.

ICD-9-vs-ICD-10 Comparison

There are at least 3 ways
In which ICD-9-CM and ICD-10-CM
are different!

Visual Differences

At a glance we can see that ICD-10-CM code words are generally longer than those of ICD-9-CM. Also, ICD-10-CM uses letters in its codes, where ICD-9-CM uses numbers only, with the exception of "E" and "V" codes. ICD-9-CM has 17 chapters, ICD-10-CM has 21. More than superficial, these attributes tend to limit ICD-9-CM while freeing ICD-10-CM.

System Differences

ICD-9-CM is constrained somewhat by its construction. At the time it was put on line (1979 in the U.S.) the structure was probably very serviceable. But in the intervening time, medical science has undergone dramatic changes. There isn't enough flexibility in the ICD-9-CM numeration system to accommodate these advances. In some cases the definition of a disease has changed as its true etiology was uncovered. There are some cases in which "new knowledge" has been simply inserted into available slots in other chapters.

Sadly, the power of an international system of disease classification depends on a certain amount of interoperability, so the rise and fall of health conditions can easily be monitored worldwide, without a great deal of data massaging and translating. (Consider a potential pandemic, such as Avian Influenza, where the vector, migratory birds, cross borders semi-annually and congregate with other species in nations at each end of the migration path.)

The structure of ICD-10-CM, on the other hand, has plenty of room for expansion. It uses alpha-numeric characters for each of its (up to) seven characters, presenting considerable expansion potential. Also, ICD-11, awaiting rollout, may use the increased numeration capability of ICD-10-CM to expand the concept of disease to include nutrition deficiencies, genetic sequence disorders, and possibly the bacterial biomes that surround different areas of the body. (it said that the bacteria on the backs of two different persons are more likely to be similar than the bacterial colonies on the same person's back and head.) Obviously, these exciting possibilities are worth the somewhat daunting challenge of learning a new diagnostic coding system.

Differences between ICD-9-CM and ICD-10-CM

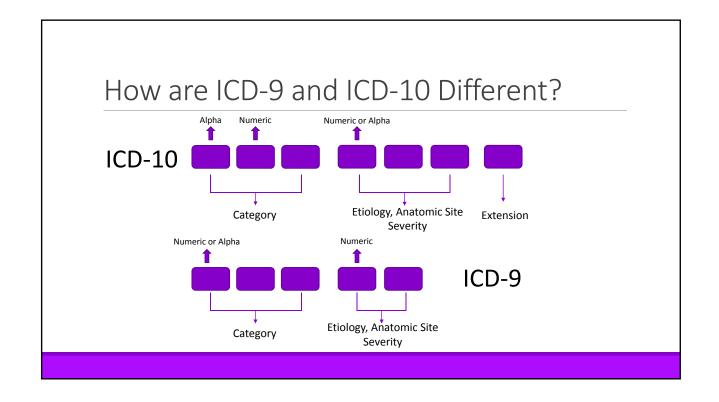
Feature	ICD-9-CM	ICD-10-CM
Number of Codes	About 13,000 codes	About 68,000 codes
Number of Characters	3-5 characters in length In chapters 1-17, all characters (1-5) are numeric In supplemental chapters (E and V codes), character 1 is alpha and characters 2-5 are numeric A decimal is used after 3 characters	3-7 characters in length Character 1 is alpha Character 2 is numeric Character 3 is numeric A decimal is used after 3 characters Some codes use "A" as a place holder for characters 4-6 when needed A 7" character used in certain chapters (obstetrics, musculoskeletal, injuries and external causes of injury)
Code Structure	Category Etiology, anatomic site, manifestation	Category Etiology, anistomic site, severity
Code Examples	725 350.1 922.31 V69.0	M35.3 G50.0 S30.0xxA Z72.3
Number of Chapters	17 chapters E codes and V codes are in supplemental chapters	31 chapters E codes and V codes are now chapters 20 and 21
Start Dates	1975 (1979 in the United States)	1994 (2013 in the United States)
Expansion	Expansion ability is limited	Has significant ability to expand without a structural change
Detail	Lacks detail	Very specific
Laterality	Lacks laterality (codes identifying right and left sides)	Includes laterality where appropriate
Encounters	Initial and subsequent encounters are not defined	Initial and subsequent encounters are defined
Combination Codes	Combinations codes are limited	Combinations codes are frequent

Comparison of ICD-9-CM and ICD-10-CM Chapter Numbers and Titles

CHP	ICD-9-CM	ICD-10-CM
1	Infections and Parasitic Diseases (001-139)	Certain Infections and Parasitic Diseases (A00-B99)
2	Neoplasms (140-239)	Neoplasms (C00-D49)
3	Endocrine, Nutritional and Metabolic Diseases, and Immunity Disorders (240-279)	Diseases of the blood and blood-forming organs and certain disorders involving the immune mechanism (D50-D89)
4	Diseases of the Blood and Blood-Forming Organs (280-289)	Endocrine, Nutritional and Metabolic Diseases (E00-E89)
5	Mental Disorders (290-319)	Mental and Behavioral Disorders (F01-F99)
6	Diseases of the Nervous System and Sense Organs (320-389)	Diseases of the Nervous System (G00-G99)
7	Diseases of the Circulatory System (390-459)	Diseases of the eye and adnexa (H00-H59)
8	Diseases of the Respiratory System (460-519)	Diseases of the ear and Mastoid Process (H60-H95)
9	Diseases of the Digestive System (520-579)	Diseases of the Circulatory System (I00-I99)
10	Diseases of the Genitourinary System (580-629)	Diseases of the Respiratory System (J00-J99)

Comparison of ICD-9-CM and ICD-10-CM Chapter Numbers and Titles cont...

11	Complications of Pregnancy, Childbirth and the Puerperium (630-677)	Diseases of the Digestive System (K00-K94)
12	Diseases of the Skin and Subcutaneous Tissue (680-709)	Diseases of the Skin and Subcutaneous Tissue (L00-L99)
13	Diseases of the Musculoskeletal System and Connective Tissue (710-739)	Diseases of the Musculoskeletal System and Connective Tissue (M00-M99)
14	Congenital Anomalies (740-759)	Diseases of the genitourinary system (N00-N99)
15	Certain Conditions Originating in the Perinatal Period (760-779)	Pregnancy, childbirth and the puerperium (O00-O99)
16	Symptoms, Signs and III-Defined Conditions (780-799)	Certain conditions originating in the perinatal period (P00-P96)
17	Injury and Poisoning (800-999)	Congenital malformations, deformations and chromosomal abnormalities (Q00-Q99)
18	N/A	Symptoms, Signs and abnormal clinical and laboratory findings, not elsewhere classified (R00-R99)
19	N/A	Injury, poisoning and certain other consequences of external causes (S00-T88)
20	N/A	External causes of morbidity (V00-Y99)
21	N/A	Factors influencing health status and contact with health services (Z00-Z99)



How do I know which codes to use?

Diagnosis code hierarchy:

- Neurological
- Structural
- Functional
- Soft Tissue
- For example, sciatica (724.3) will carry more weight than DDD (722.4) or other structural diagnoses
- Soft tissue such as spasm (728.85) or myalgia (729.1) are the least significant when establishing medical necessity
- $\circ\,$ Rumor has it that some software only looks at the first diagnosis when adjudicating a claim

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ICD-10 Chapter Specifics

- ➤ A = Initial encounter and evaluation and treatment by a new physician
- ➤ D = Healing or recovery phase (ongoing treatment)
- S = Complications or conditions that are a result of injury

Chiropractic Diagnosis Coding Rules ICD-9 and ICD-10:

Code to the highest level of specificity – meaning be sure you have the correct number of digits required for the reported diagnosis.

In ICD-9 codes have about 13,000 codes and are numerical. They can range from 3 digits to 4 or 5 digits in length. Any billing with a code having the improper number of digits will cause the claim to be rejected.

ICD-10 codes have approximately 68,000 codes may be from 3-7 characters in length and all codes begin with an alpha character but contain letters and numbers.

Which code is correct?

ICD-9			
 Headache 	784.0	784.00	
 Migraine 	346.0	346.00	
 Shoulder Pain 	719.4	719.41	
 Adhesive Capsulitis of shoulder (frozen) 	726.0	726.00	
 Sciatica 	724.3	724.30	

Remember: Use Zero Not The Letter "O"!

ICD-10 (ICD10 Codes are all correct) • R51 Headache · G44.1 Vascular Headache • G46.109 Migraine with aura M25.519 Pain unspecified shoulder M25.511 Pain in right shoulder M25.512 Pain in left shoulder M75.00 Adhesive capsulitis of unspecified shoulder M75.01 Adhesive capsulitis of right shoulder M75.02 Adhesive capsulitis of left shoulder M54.40 Lumbago w/ sciatica, unspecified side M54.41 Lumbago w/ sciatica, right side M54.42 Lumbago w/ sciatica, left side M54.30 Sciatica unspecified M54.31 Sciatica right side M54.32 Sciatica left side

Chiropractic Coding

- > All codes begin with alpha character in ICD-10
- >R51 Headache
- ➤M54.2 Cervicalgia
- ➤ M54.12 Radiculopathy cervical region
- ➤M25.511 Pain in right shoulder
- ➤S13.4XXA Sprain cervical spine

Placeholder Character

The ICD-10-CM utilizes a placeholder character "X". The "X" is used as a placeholder at certain codes to allow for future expansion.

Where a placeholder exists, the X must be used in order for the code to be considered a valid code.

- Some characters act as a place holder and will be indicated with "x".
- \$33.5 is lumbar sprain but must also indicate if initial, subsequent, or sequelae.
- This indicator of initial, subsequent or sequelae is done by A, D, or S as the 7th character of the code.
 - · For Example:
 - S33.5XXA Initial Visit and treatment
 - S33.5XXD Subsequent Visit
 - S33.5XXS Sequelea

Signs and Symptoms

Codes that describe symptoms and signs, as opposed to diagnoses, are acceptable for reporting purposes when a related definitive diagnosis has not been established (confirmed) by the provider. Chapter 18 of ICD-10-CM, Symptoms, Signs, and Abnormal Clinical and Laboratory Findings, not elsewhere classified (codes R00.0 – R99) contains many, but not all codes for symptoms.

Conditions that are an integral part of a disease process

Signs and symptoms that are associated routinely with a disease process should not be assigned as additional codes, unless otherwise instructed by the classification.

There is no need to indicate pain with a sprain or strain code, for instance.

Conditions that are not an integral part of a disease process

Additional signs and symptoms that may not be associated routinely with a disease process should be coded when present.

Spasm should be indicated as it is not necessarily integral to a strain or sprain, which would be give indication for need of services to reduce or eliminate spasm.

Acute and Chronic Conditions

If the same condition is described as both acute (sub acute) and chronic, and separate subentries exist in the Alphabetic Index at the same indentation level, code both and sequence the acute (subacute) code first.

Late Effects (Sequela)

A late effect is the residual effect (condition produced) after the acute phase of an illness or injury has terminated. There is no time limit on when a late effect code can be used. The residual may be apparent early, such as in cerebral infarction, or it may occur months or years later, such as that due to a previous injury. Coding of late effects generally requires two codes sequenced in the following order: The condition or nature of the late effect is sequenced first. The late effect code is sequenced second.

- ICD-10
- o G89.29 Chronic pain due to trauma
- S33.5XXS Sequela of sprain lumbar
- ICD-9
- 338.29 Chronic pain due to trauma
- 847.2 Sprain and strain lumbosacral
- 905.7 Late effects strain and sprain

Reporting Same Diagnosis Code More than Once

Each unique ICD-10-CM diagnosis code may be reported only once for an encounter. This applies to bilateral conditions when there are no distinct codes identifying laterality or two different conditions classified to the same ICD-10-CM diagnosis code.

Laterality

For bilateral sites, the final character of the codes in the ICD-10-CM indicates laterality. An unspecified side code is also provided should the side not be identified in the medical record. If no bilateral code is provided and the condition is bilateral, assign separate codes for both the left and right side.

• If there is a condition on both extremities codes for each side (left and right) would be used.