



State of New Mexico
WORKERS' COMPENSATION ADMINISTRATION

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Response to Public Comment

2024 WCA Health Care Provider Fee Schedule and Billing Instructions (HCP Fee Schedule)

The proposed changes to the 2024 HCP Fee Schedule were released for public comment on October 16, 2023. The public comment period was from October 16, 2023, through November 17, 2023. A public hearing was held on October 24, 2023. All comments were taken into consideration.

The WCA received a public comment recommending that the addition of a new proposed WCA-specific Explanation of Benefit (EOB) denial code for untimely billing be listed at the bottom of the existing codes so as to minimize renumeration.

Response: The WCA has opted to adopt the recommendation as a small editorial change and will assign the new EOB code a number not previously assigned so as to minimize changes to existing codes stakeholders have currently programmed into bill processing systems.

The WCA received a public comment recommending transitioning away from WCA-specific EOB codes into adopting standard codes used throughout the healthcare industry, such as Claim Adjustment Reason Codes (CARCs), Remittance Advice Remark Codes (RARCs) and National Council for Prescription Drug Programs (NCPDP) Reject codes.

Response: The WCA has opted not to adopt the recommendation as this change would require revision to NMAC 11.4.7.8 D (9).

The WCA received a public comment requesting addition of wording under the Durable Medical Equipment (DME) section to require invoices only when the billed cost is over a threshold of \$100, in order to facilitate more efficient electronic bill reimbursement.

Response: The WCA has opted not to adopt the recommendation as this change would require revision to NMAC 11.4.7.8 C (16).

The WCA received a public comment requesting addition of wording under the Materials and Supplies section to require invoices only when the billed cost is over a threshold of \$75, in order to facilitate more efficient electronic bill reimbursement.

Response: The WCA has opted not to adopt the recommendation as this change would require revision to NMAC 11.4.7.8 C (16).

The WCA received a public comment requesting the WCA consider using the Medicare DMEPOS (Durable Medical Equipment, Prosthetics, Orthotics and Supplies) Fee Schedule in order to do away with the cost-plus invoice reimbursement model for DME and Materials and Supplies.

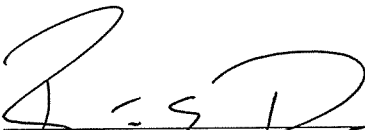
Response: The WCA has opted not to adopt the recommendation as this change would require revision to NMAC 11.4.7.8 C (16).

The WCA received a public comment recommending that the WCA not strike existing language in the current HCP Fee Schedule which, if stricken, could lead to confusion as to whether a service is to be paid at the lesser of the fee schedule, billed charge, contractual or negotiated charge.

Response: The WCA has opted to adopt the recommendation and will not delete any of the current HCP Fee Schedule language that currently addresses reimbursement at the lesser of the HCP Fee Schedule, usual and customary fee, contractual or negotiated charge.

The WCA received a public comment suggesting a clarifying, prefatory statement at the beginning of the HCP Fee Schedule that restates certain statutory provisions established by Section 52-4-5 of the Act, namely, that a given service be paid at the lesser of the HCP Fee Schedule, usual and customary fee, contractual or negotiated charge.

Response: The WCA has opted not to adopt the recommendation to add a prefatory statement to the HCP Fee Schedule regarding statutory provisions.



Robert E. Doucette, Jr., Director
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Date: December 8, 2023