

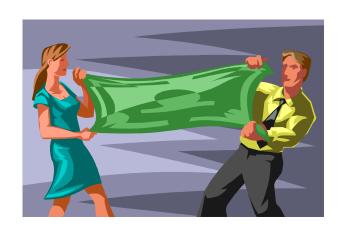
# The Nuts and Bolts of the Surveillance Utilization Review Section (SURS)



Fall 2024

Jennifer Tucker, CPC SURS Supervisor





# What is SURS?

Surveillance Utilization Review Section (SURS) is a federally mandated program [42 CFR, Part 456.3]

The program maintains a strong commitment to assure that the right provider is receiving the right payment for the right services at the right time. We identify potential fraud, waste and abuse to ensure that State and Federal monies are spent appropriately.



# We accomplish this by:

- performing retrospective reviews
- educating providers
- recovering overpayments if indicated



# The Medicaid Processing System

- Claims processing system includes numerous edits
  - To identify most billing errors
  - It doesn't detect all errors





# The Medicaid Processing System

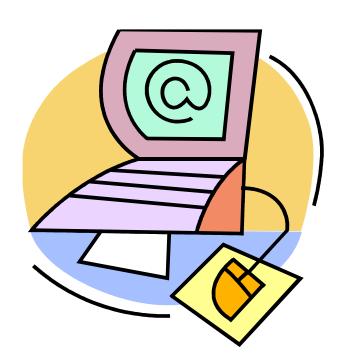
- Some claims are paid in error
  - due to incorrect billing
  - system complications
- ALL paid claims are subject to retrospective review
  - this includes prior authorized claims





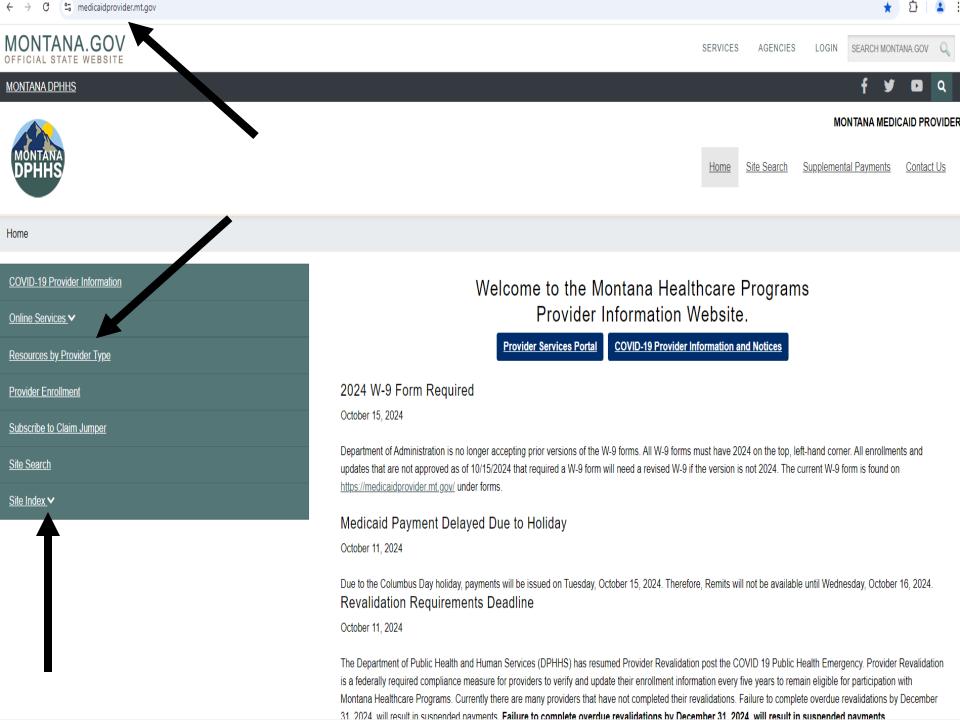
# Overpayment Recovery

- If it discovers that the provider was not entitled to payment for any reason.
- (9) & (10)]



# Montana Medicaid Website

https://medicaidprovider.mt.gov/





• This is a general enrollment training not a series of trainings.

### **Tenancy Support Enrollment Training**

Jennifer Stirling, Provider Relations Manager,, Conduent, October 15, 2024 at 12pm Mountain Time (1 Hour)

### **Tenancy Support Claims Training**

Jennifer Stirling, Provider Relations Manager, Conduent, October 16, 2024 at 11am Mountain Time (2 Hours)

### **SURS Training**

Jennifer Tucker, SURS Supervisor, DPHHS, October 17, 2024 at 2pm Mountain Time (1 Hour)

### Documentation from a Review Perspective

Jennifer Tucker, SURS Supervisor, DPHHS, November 21, 2024 at 2pm Mountain Time (1 Hour)

### **Diabetes Prevention Program**

Melissa House, Diabetes Program Manager, DPHHS, December 19, 2024 at 2pm Mountain Time (1 Hour)

To register for upcoming Online Training and access to previous Training PowerPoints, please visit the Training page at https://medicaidprovider.mt.gov/training

Recent Website Posts

<u>Announcements</u>

Drug and Pharmacy News

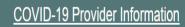
<u>Forms</u>

Claim Instructions

Claim Jumper Newsletters

MONTANA.GOV
OFFICIAL STATE WEBSITE

Select Your Provider Type



Online Services **▼** 

Resources by Provider Type

**Provider Enrollment** 

Subscribe to Claim Jumper

Site Search Here you can

Site Index v select the

provider type you are looking for.

### Select Your Provider Type

Provider types are listed in alphabetical order. Available resources include fee schedules, provider notices, provider manuals, and more.

<u>A - C</u>

**D** - **F** 

**G** - **K** 

<u>L - 0</u>

<u>P -Q</u>

**R** - **Z** 

### Providers A - C

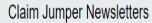
- Ambulance
- Ambulatory Surgical Center
- Applied Behavior Analysis Services
- Audiologist
- Big Sky Waiver
- Chemical Dependency
- Chiropractor
- Clinic (Public Health)
- Clinical Pharmacist

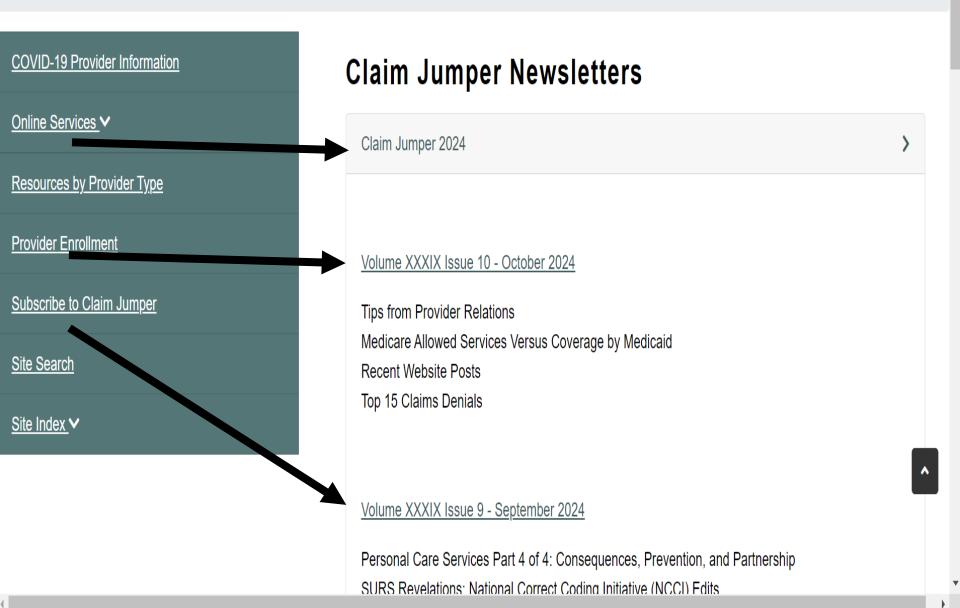
### Providers L - O

- Laboratory Services
- Licensed Addiction Counselor
- Licensed Marriage and Family Therapist
- Licensed Professional Counselor
- Mental Health Center
- Mid-Level Practitioner
- Mobile Imaging
- Nursing Facility
- Nutritionist (FPSDT)



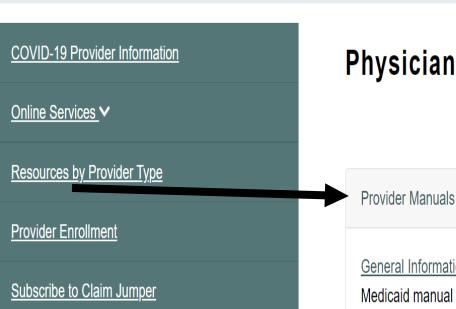






Site Search

Site Index **∨** 



## **Physician**

**Prior Authorization** 

<u>Forms</u>

<u>Claim Jumper Newsletters</u>

General Information for Providers

Medicaid manual with general information for all provider types.

Physician-Related Services

This manual has information specific to your provider type.

Prescription Drug Program

This manual has information specific to your provider type.

Passport to Health

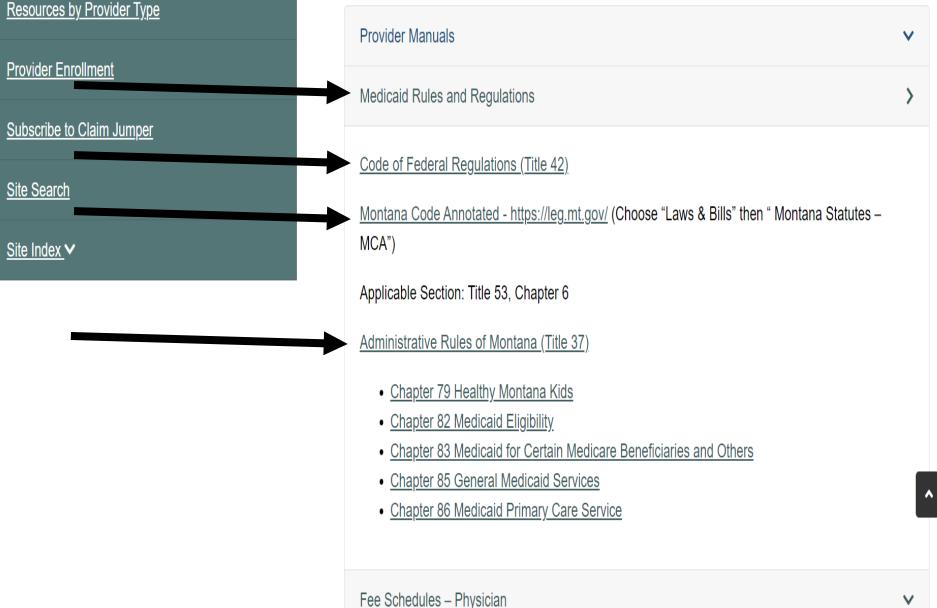
Everything a provider needs to know to become a successful Passport provider.

MONTANA.GOV
OFFICIAL STATE WEBSITE

Resources by Provider Type

Provider Enrollment

Provider Enrollment



https://medicaidprovider.mt.gov/27#accordion1-collapse1



### **Provider Notices**

For prescription medication notices, see the  $\underline{\hbox{Pharmacy page}}$ 

2024

10/15/2024 Revalidation Requirements Deadline

10/11/2024 COVID-19 Vaccine Codes Removed from Plan First Covered Codes List

09/18/2024 Vaccines for Children Code Update

08/09/2024 Vaccines for Children Code Update

07/29/2024 Prior Authorization Requirements When a Member Has Third Party Liability

06/28/2024 January 1, 2024 and July 1, 2024 Fee Schedule Updates

06/18/2024 Method for Submitting Durable Medical Equipment Prior Authorizations

06/18/2024 DEA Number Required for Prescribers REVISED

06/11/2024 Health Resources Division Claims Appeal Process

05/21/2024 DEA Number Required for Prescribers

05/10/2024 Ordering Genetic Lab Tests from Assurex Health



To locate older documents, access the Archive Page.



# Rule/Regulation Materials

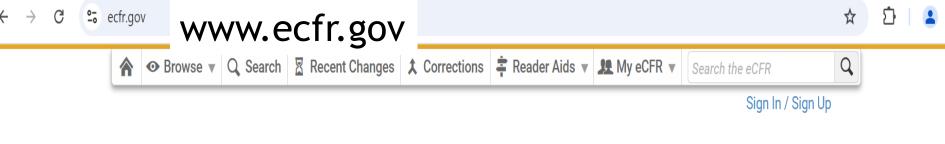
Code of Federal Regulations (CFR)

Montana Code Annotated (MCA)

Administrative Rules of Montana

(ARM)







### eCFR

### READER AIDS

Welcome to the eCFR! Check out our <u>Getting Started</u> guide to make the most of the site.

Enter a search term or CFR reference (eg. fishing or 1 CFR 1.1)

Q



Last Amended

Recent Changes









A Contents Search Help

MCA Contents / TITLE 53 / CHAPTER 6 / Part 1

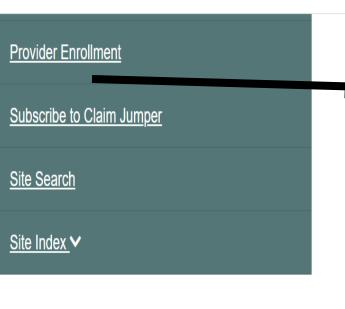
### Montana Code Annotated 2023

TITLE 53. SOCIAL SERVICES AND INSTITUTIONS

CHAPTER 6. HEALTH CARE SERVICES

### Part 1. Medical Assistance -- Medicaid

- 53-6-101 Montana medicaid program -- authorization of services
- 53-6-102 Repealed
- 53-6-103 Repealed
- 53-6-104 Freedom of doctors to treat recipients of medical assistance -- freedom to select doctor
- 53-6-105 Discrimination prohibited
- 53-6-106 Health care facility standards -- definitions
- 53-6-107 Sanctions -- penalties
- 53-6-108 Rules governing sanctions or remedies
- 53-6-109 Consistent regulation of long-term care facilities -- rulemaking authority -- timeframes
- 53-6-110 Report and recommendations on medicaid funding
- 53-6-111 Department charged with administration and supervision of medical assistance program -- overpayment recovery -- sanctions for fraudulent and abusive activities -- adoption of rules
- 53-6-112 Department to print and distribute copies of part and certain forms
- 53-6-113 Department to adopt rules
- 53-6-114 Rules of department binding
- 53-6-115 Contracts with other agencies
- 53-6-116 Medicaid managed care -- capitated health care



Provider ivianuals

Medicaid Rules and Regulations

Code of Federal Regulations (Title 42)

Montana Code Annotated - https://leg.mt.gov/ (Choose "Laws & Bills" then " Montana Statutes – MCA")

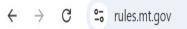
Applicable Section: Title 53, Chapter 6

Administrative Rules of Montana (Title 37)

- Chapter 79 Healthy Montana Kids
- Chapter 82 Medicaid Eligibility
- Chapter 83 Medicaid for Certain Medicare Beneficiaries and Others
- Chapter 85 General Medicaid Services
- Chapter 86 Medicaid Primary Care Service

Fee Schedules – Physician

**V** 











Montana Administrative Register

Search...

Q



### **Administrative Rules of Montana**

ARM

Search a keyword, rule number, or MCA number

Search







### **Administrative Rules of Montana**

ARM

telemedicine

Search

### Need help searching?



Administrative Rules of Montana



Montana Administrative Register



**Emergency Rules** 



Historical Information



Resources



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Title 24 LABOR AND INDUSTRY / Chapter 24.156 BOARD OF MEDICAL EXAMINERS / Subchapter 24.156.8 Telemedicine Rules

24.156.813 PRACTICE REQUIREMENTS FOR PHYSICIANS AND PHYSICIAN ASSISTANTS USING TELEMEDICINE (1) Treatment

### Show more keyword matches

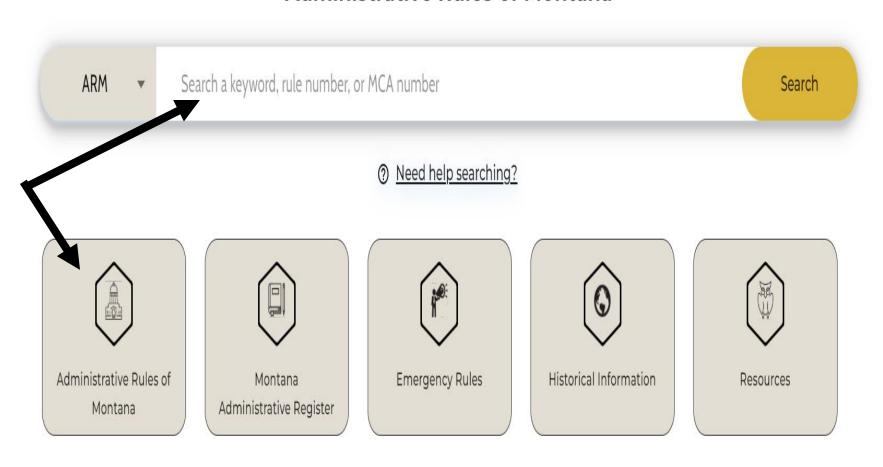
ADMINISTRATIVE RULES OF MONTANA

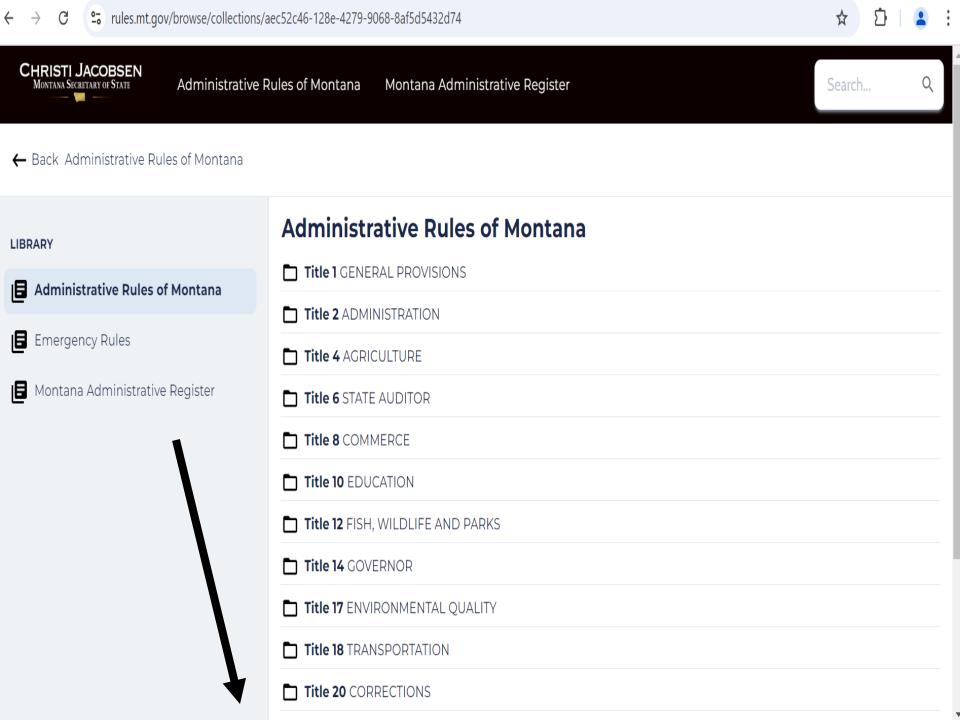
### 24.156.807 ISSUANCE OF A TELEMEDICINE LICENSE (REPEALED)

Title 24 LABOR AND INDUSTRY / Chapter 24.156 BOARD OF MEDICAL EXAMINERS / Subchapter 24.156.8 Telemedicine Rules



### **Administrative Rules of Montana**

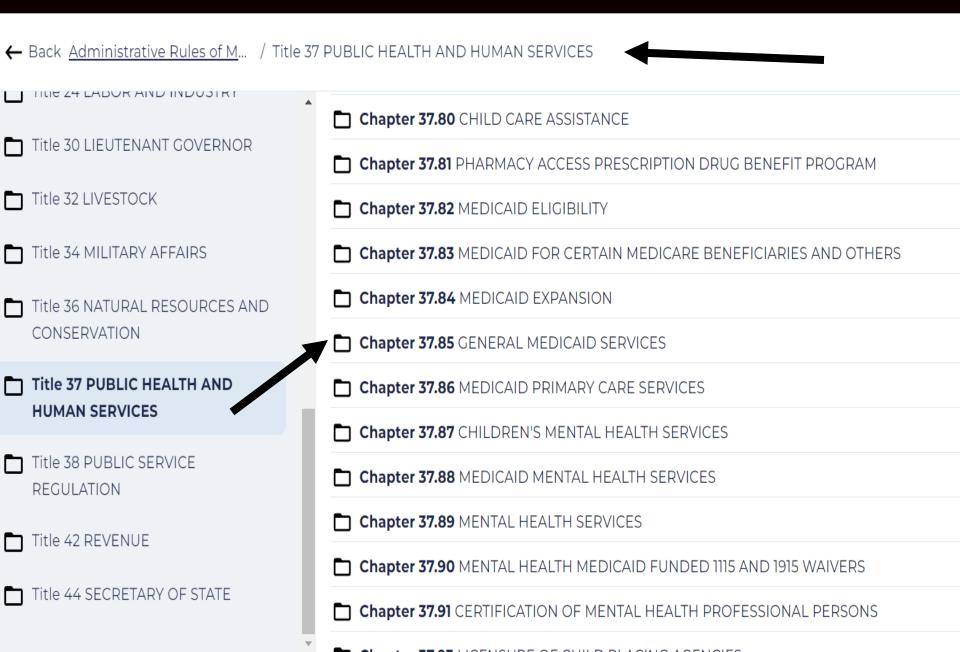




← Back Administrative Rules of M... / Title 37 PUBLIC HEALTH AND HUMAN SERVICES

### Title 37 PUBLIC HEALTH AND HUMAN SERVICES ADMINISTRATIVE RULES OF MONTANA Chapter 37.1 ORGANIZATIONAL RULE Title 1 GENERAL PROVISIONS Chapter 37.2 DEPARTMENT PROCEDURES Title 2 ADMINISTRATION Chapter 37.5 FAIR HEARINGS AND CONTESTED CASE PROCEEDINGS Title 4 AGRICULTURE Chapter 37.8 RECORDS AND STATISTICS Title 6 STATE AUDITOR ☐ Chapter 37.10 EMERGENCY HEALTH SERVICES Chapter 37.12 LABORATORIES Title 8 COMMERCE Chapter 37.14 RADIATION CONTROL Title 10 EDUCATION Chapter 37.19 FAMILY PLANNING PROGRAMS Title 12 FISH, WILDLIFE AND PARKS Chapter 37.21 DOCUMENTATION AND STUDY OF ABORTION Title 14 GOVERNOR Chapter 37.25 RESIDENTIAL ALCOHOL AND DRUG TREATMENT FOR INDIGENT JUVENILES Title 17 ENVIRONMENTAL QUALITY Chapter 37.27 CHEMICAL DEPENDENCY PROGRAMS







← Back <u>Administrative Rules of M</u>... / <u>Title 37 PUBLIC HEALTH A</u>... / Chapter 37.85 GENERAL MEDICAID SERVICES

# Chapter 37.85 GENERAL MEDICAID SERVICES Chapter 37.1 ORGANIZATIONAL RULE Subchapter 37.85.1 Montana Medicaid Provider Fee Schedules Subchapter 37.85.2 Miscellaneous Subchapter 37.85.4 Provider Requirements Subchapter 37.85.5 Provider Sanctions Subchapter 37.85.9 Physician-Administered Drugs

Subchapter 37.85.11 Montana Medicaid Provider Incentive Program for Electronic Healthcare Records

- Chapter 37.10 EMERGENCY HEALTH SERVICES
- Chapter 37.12 LABORATORIES

Chapter 37.8 RECORDS AND

**STATISTICS** 

Chapter 37.14 RADIATION CONTROL

**GENERAL MEDICAID SERVICES** 

Provider Fee Schedules

Subchapter 37.85.1 Montana Medicaid

Subchapter 37.85.2 Miscellaneous

Subchapter 37.85.5 Provider Sanctions

Subchapter 37.85.4 Provider

Subchapter 37.85.9 Physician-

Subchapter 37.85.11 Montana Medicaid

Provider Incentive Program for Electronic Healthcare Records

Administered Drugs

Requirements

**37.85.402** PROVIDER ENROLLMENT AND AGREEMENTS

37.85.410 DETERMINATION OF MEDICAL NECESSITY

37.85.407 THIRD PARTY LIABILITY

**37.85.411** PROVIDER RIGHTS

**37.85.412** INTERPRETATION OF RULES

37.85.413 LIMITATIONS ON CODING ADVICE

37.85.414 MAINTENANCE OF RECORDS AND AUDITING

37.85.415 MEDICAL ASSISTANCE MEDICAID PAYMENT

37.85.403 ICD CLINICAL MODIFICATION (CM) AND PROCEDURAL CODING SYSTEM (PCS) SERVICES

37.85.406 BILLING, REIMBURSEMENT, CLAIMS PROCESSING, AND PAYMENT

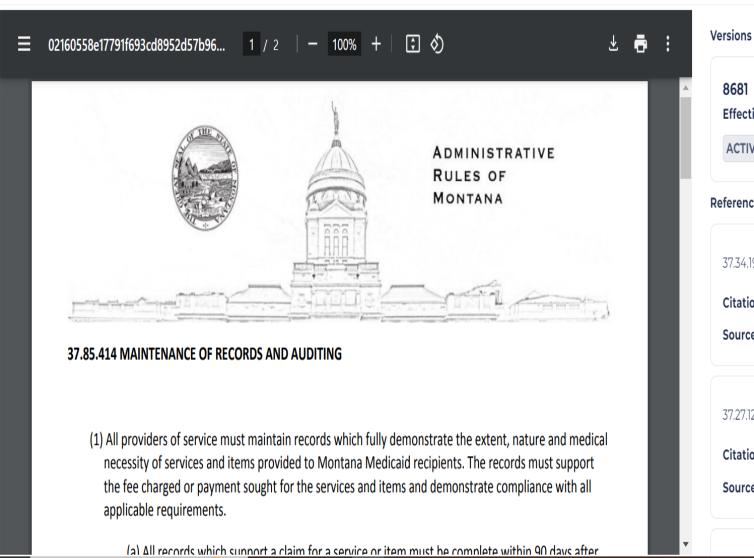


Searc

••• Subchapter ... > 37.85.414 MAINTENANCE OF RECORDS AND AUDITING ▼







# 8681 Effective 04/01/2005 - Present **ACTIVE VERSION** Referenced by

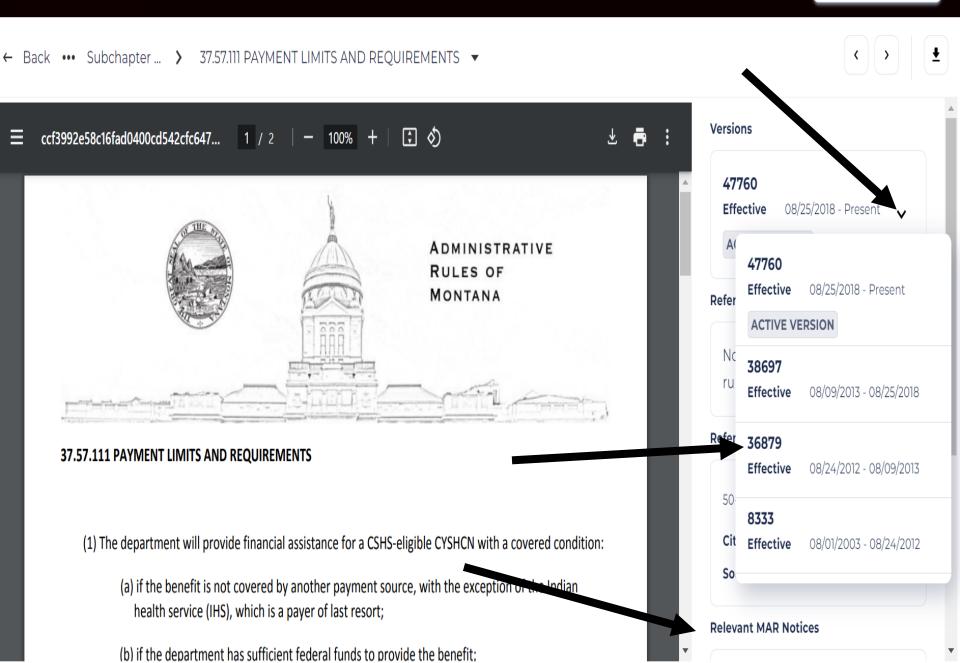
Citation 37.34.1930 Administrative Rules of Mo... Source

37.34.1930 PROVIDER REQUIREM...

37.27.120 ALL STATE APPROVED P... Citation 37.27.120

Administrative Rules of Mo... Source

CHRISTI JACOBSEN





# Coding Reference Materials

## Some coding reference materials

- CPT and CPT Assistant
- HCPCS
- ICD-10 CM
- ICD-10 PCS
- CDT
- DSM
- Publications or training specific to your specialty.









Maintain records which demonstrate the extent, nature and medical necessity of services provided [ARM 37.85.414]

**DOCUMENT!** 

**DOCUMENT!** 



DOCUMENT!
DOCUMENT!



# Record Keeping Tips

Records cannot be altered and must reflect the services provided. If a record needs to be corrected, a provider should...

For Written Documentation:

Cross out with a single line

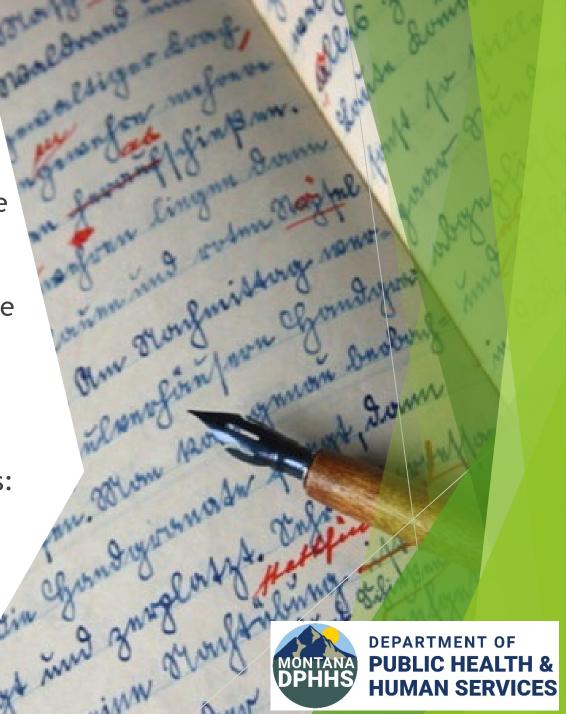
Write correct information

Date and initial the correction

For Electronic Health Records:

Add an addendum to the note/ documentation indicating what's incorrect and what's correct

Date and initial the correction





# **Record Keeping Tips**

 Providers must have a contingency plan to ensure the availability of documentation in the event of a loss of medical records.

[ARM 37.85.414]

 Providers must obtain written authorization from the Department for any variation from the usual billing practice.

[ARM 37.85.412 and 37.85.413]



## Provider Responsibility

It is the <u>responsibility of the provider</u> to be knowledgeable about sections of the Administrative Rules that relate to their provider type, provider policies and covered services.

In addition, providers are encouraged to ensure their employees are not listed on the federal exclusion databases.

Special Advisory http://oig.hhs.gov/exclusions/advisories.asp

- DOLI (https://ebizws.mt.gov/PUBLICPORTAL/home.jsp)
  - LEIE (http://exclusions.oig.hhs.gov/)
    - SAM (https://www.sam.gov)







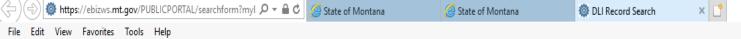


Home Help License Search Permit Search Underground Utility Incident Report Search Continuing Education Search

Thank you for using the Montana Department of Labor & Industry's Record Search Portal. Here you will be able to search for Permits or licenses issued or Continuing Education Providers and Courses approved by the Business Standards Division. To begin make a selection below and click Next.

Decord	
Record Type	
Please Choose A Pecord Type	
Building Permits   V	

Next



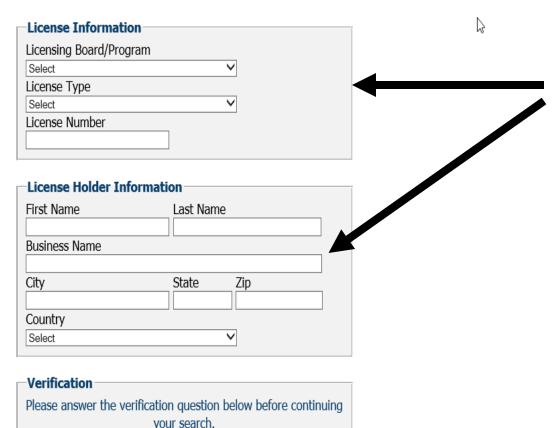


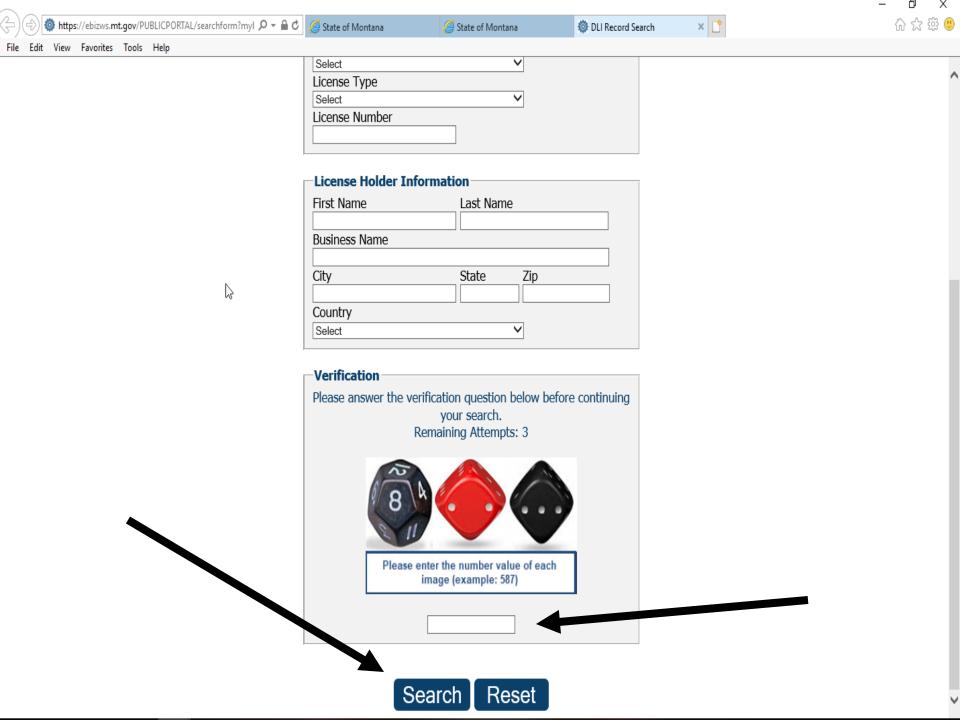
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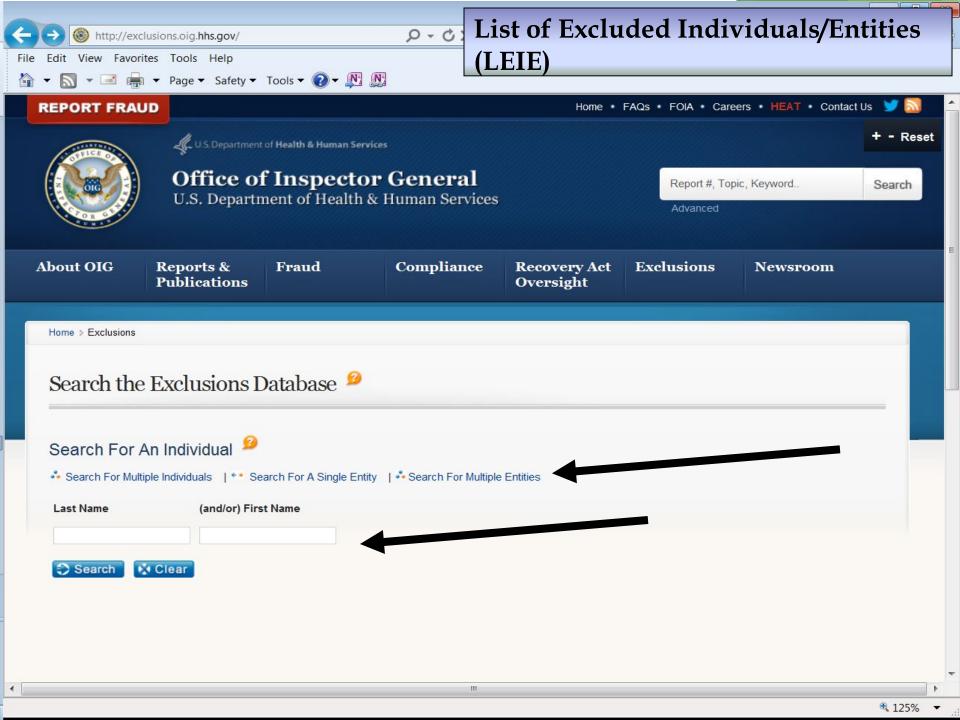
Home Help License Search Permit Search Underground Utility Incident Report Search

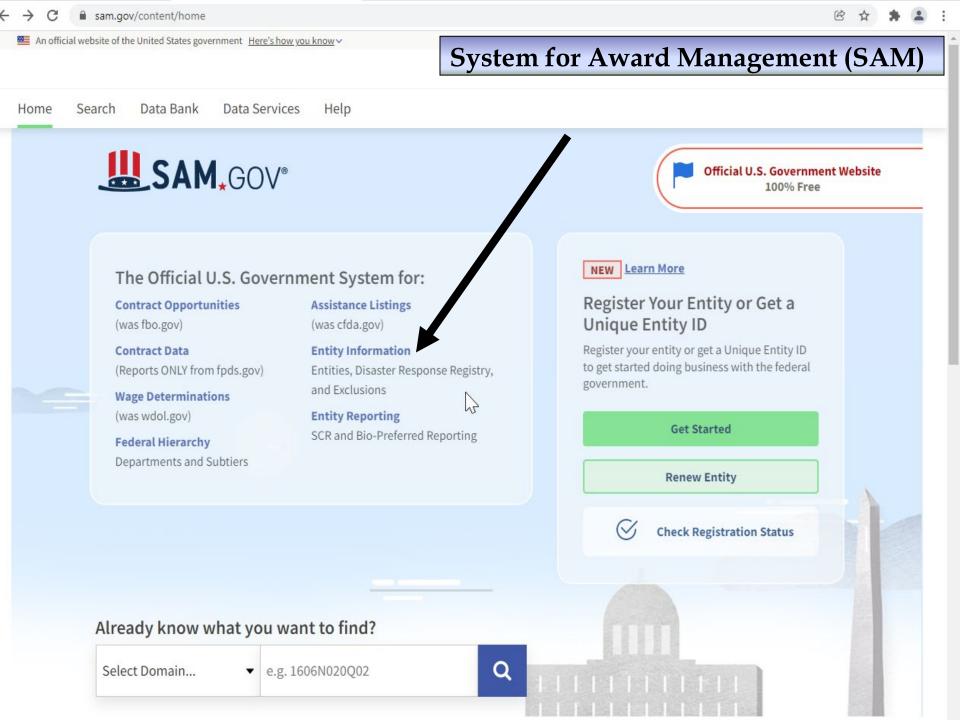
#### **License Search**

Please be advised that any "license" with REG in the naming convention instead of LIC, is not an actual license, but rather an interstate licensure registration that immediately expires when the state of emergency is no longer in effect.











Home Search Data Bank Data Services Help



You can search and view entity information, including entity registration records, exclusions, and the Disaster Response Registry from this page. Most entity records are public information, but you must be signed to search and view them.

What is an entity?

Please Sign In: You must sign in to your SAM.gov account to search Entities or the Disaster Response Registry.

Sign In

Search Advanced Search

All Entity Information

e.g. 123456789, Smith Corp

Q

NEW

#### Register Your Entity or Get a Unique Entity ID

Register your entity or get a Unique Entity ID to get started doing business with the federal government.

**Get Started** 

**Renew Entity** 

 $\otimes$ 

**Check Registration Status** 

#### All Entity Information

Entities

Disaster Response Registry

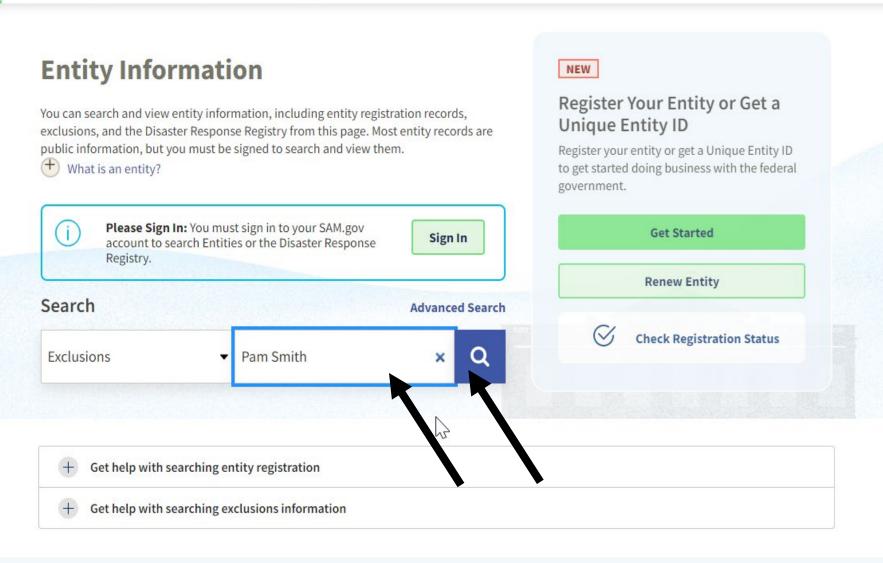
Exclusions

+ Get her, with searching entity registration

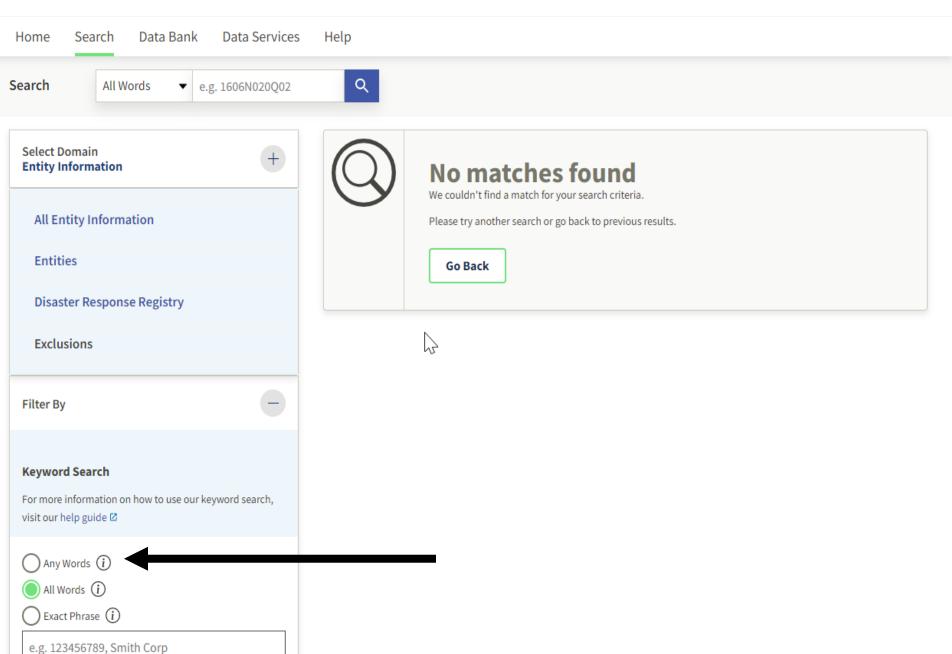
+ Get help with searching exclusions information



Home Search Data Bank Data Services Help









Exclusion

Exclusion

Exclusion

Exclusion

Jan 18, 2005

Data Services Search Data Bank Help Home Q Search All Words ▼ e.g. 1606N020Q02 Sort by Select Domain + **Entity Information** Relevance Showing 1 - 25 of 1,160 results Pam Pam • Active **All Entity Information** Unique Entity ID CAGE Code Physical Address Classification (blank) High Ridge, MO 63049 USA Individual (blank) **Entities** Activation Date SAM Unique Entity ID Jan 28, 2020 Termination Date (blank) **Disaster Response Registry** Jan 27, 2023 Pam Archbald • Active **Exclusions** DUNS Unique Entity ID CAGE Code Physical Address Classification Missouri City, TX 77459 USA (blank) Individual (blank) Activation Date SAM Unique Entity ID Aug 23, 2019 Filter By Termination Date (blank) Aug 22, 2022 Pam Richardet • Active **Keyword Search DUNS** Unique Entity ID CAGE Code Physical Address Classification (blank) High Ridge, MO 63049 USA Individual For more information on how to use or keyword search, (blank) Activation Date visit our help guide 🛭 Unique Entity ID SAM Jan 28, 2020 Termination Date (blank) Jan 27, 2023 Any Words (i) PAM N OLSEN • Active All Words (i) DUNS CAGE Code Unique Entity ID Physical Address Classification Exact Phrase (i) (blank) PHILADELPHIA, PA 19149 USA Individual (blank) Activation Date e.g. 123456789, Smith Corp

SAM Unique Entity ID

					Aug 22, 2022
Keyword Search  For more information on how to use our key visit our help guide ☑	eyword search,	Pam Richardet ● Active  DUNS Unique Entity ID  (blank)  SAM Unique Entity ID	CAGE Code (blank)	Physical Address High Ridge, MO 63049 USA	Exclusion  Classification Individual  Activation Date Jan 28, 2020
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Classification	× ×	PAM MARIE NEWPORT • A	Indefinite Exclusion		
Excluded Individual  Excluded Entity  Federal Organizations	× ×	(blank)  SAM Unique Entity ID (blank)	CAGE Code (blank)	Physical Address SAPULPA, OK 74066 USA	Classification Individual Activation Date Nov 15, 2004 Termination Date
Exclusion Type	~	Pam W. Walters • Active			Indefinite Exclusion
Exclusion Program  Location	· ·	DUNS Unique Entity ID (blank)	CAGE Code (blank)	Physical Address Tooele, UT 84074 USA	Classification Individual Activation Date
Dates	∨ Reset Ů	SAM Unique Entity ID (blank)  STEPHEN ANTHONY PAM			Aug 6, 1999 Termination Date Indefinite
	Exclusion				
		DUNS Unique Entity ID	CAGE Code (blank)	Physical Address FOLKSTON, GA 31537 USA	Classification Individual



# Health Care Fraud Prevention and Enforcement Action Team (HEAT) Provider Compliance Training

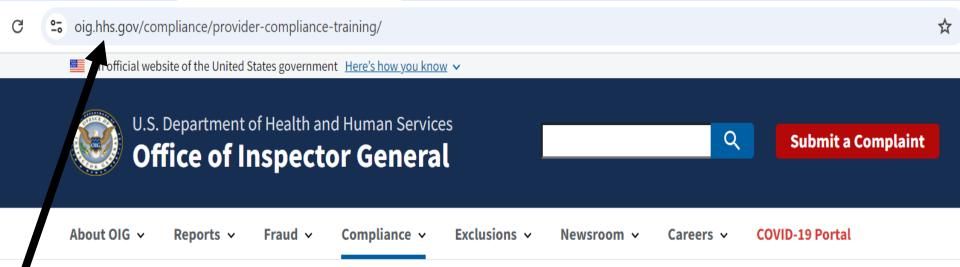
http://oig.hhs.gov/newsroom/video/2011/heat\_modules.

asp

Understanding Program Exclusions

Importance of Documentation





<u>Home</u> > <u>Compliance</u> > HEAT Provider Compliance Training

## **HEAT Provider Compliance Training**

Training resources resulting from the work of the Health Care Fraud Prevention and Enforcement Action Team (HEAT), an HHS/DOJ initiative.

In Spring 2011, HHS-OIG and its government partners provided in-person trainings in Houston, Tampa, Kansas City, Baton Rouge, Denver, and Washington, D.C. The trainings focused on the realities of Medicare and Medicaid fraud and the importance of implementing an effective compliance program.

#### Webcast Modules

There are 16 modules in the HEAT Provider Compliance Training Webcast, recorded on May 18, 2011. The following resources are now hosted on YouTube.

- 1. Welcome Remarks (4:37 minutes long)
- 2. Overview of OIG (9:56 minutes long)
- 3. Navigating the Fraud and Abuse Laws (26:26 minutes long)
- 4. <u>Compliance Program Basics</u> (17:01 minutes long)
- 5. Operating an Effective Compliance Program (15:59 minutes long)
- 6. <u>Understanding Program Exclusions</u> (10:26 minutes long)
- 7. Navigating the Government (5:10 minutes long)
- 8. Overview of Centers for Medicare and Medicaid Services (34:24 minutes long)
- 9. Importance of Documentation (17:06 minutes long)
- 10. OIG Subpoenas Audits Surveys and Self Disclosure Protocol (17:42 minutes long)
- 11. Health Care Fraud Enforcement Panel (6:08 minutes long)
- 12. <u>Health Care Fraud Enforcement Panel with CMS Deputy Admin</u> (13:43 minutes long)
- 13. Health Care Fraud Enforcement Panel with Special Agent (15:10 minutes long)
- 14. <u>Health Care Fraud Enforcement Panel with Asst. US Attorney</u> (17:08 minutes long)
- 15. <u>Health Care Fraud Enforcement Panel Fraud Control Unit</u> (11:15 minutes long)



#### **HIPAA**

- American Recovery & Reinvestment Act has many changes for HIPAA [45 CFR, Part 160-164]
  - http://frwebgate.access.gpo.gov/cgibin/getdoc.cgi?dbname=111\_cong\_bills& docid=f:h1enr.pdf
- CMS Website for HIPAA info
  - http://www.cms.gov/HIPAAGenInfo/
- Office for Civil Rights Website
  - http://www.hhs.gov/ocr/privacy/index.html

Theran Fries
Privacy Officer
HIPAA Program
Office of Legal Affairs

1-406-444-9503

PO Box 202960 Helena, MT 59620-2960

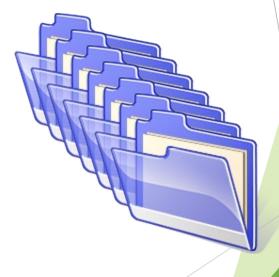




## What are we doing?

Our unit is consistently working on several projects:

- Team Reviews
- Self Reviews
- Individual Reviews
- New Provider Reviews
- Data Reviews
- Active Provider Reviews





## The progression of reviews...

- Review idea
- 2. Collection of data
- Initial contact with provider
- 4. Records request letter
- 5. Records review
- 6. Overpayment letter
- 7. Administrative Review
- Additional records or information review

- 9. Administrative Review determination
- 10. Fair Hearing
- 11. Fair Hearing determination
- 12. Board of Public Assistance
- 13. Judicial Court
- 14. Overpayment
- 15. Closure



## Top issues within reviews ...

- Incomplete documentation (demonstrating the extent and nature of the service).
- Incomplete or missing orders/prescriptions.
- Missing dates and signatures on notes or DME delivery confirmation.
- Missing time in and out or full amount of time spent on time-based codes.
- Up-coding Evaluation and Management.
- Identifying information on documentation.





Additional review errors ...

 Billing for services not personally provided.

Unbundling of services.

Illegible records.

Electronic records out of Word.





### **SURS Staff**

Jennifer Tucker, CPC, CPIP; SURS Supervisor

- 8 Program Integrity Compliance Specialists
  - Licensed Practical Nurse
  - Certified Professional Coders
  - Certified Program Integrity Professionals
  - Subject Matter Experts

assigned to multiple provider types and specialties





## **Contact Information**

#### **SURS Supervisor**

- » Jennifer Tucker, CPC
  - DPHHS Office of Inspector General SURS Unit
     PO Box 202953
     Helena, MT 59620

<u>jtucker2@mt.gov</u>

406-444-4586



## Questions?



