

## Modifier Coding Alert

### Third-Party Billing: Use Modifier 32 When Third Party Mandates Service

**Third-party payers could include social workers, lawyers.**

When you are billing for services under the direction of a third-party payer, be sure to include modifier 32 on the claim.

**Why?** Modifier 32 (Mandated services) "applies when a third party, such as an insurer or government agency, specifically requests/requires a service on a patient's behalf," according to the American Academy of Professional Coders (AAPC) website.

Read on for a rundown of the most common instances in which you might use modifier 32.

#### Check with Payer Before Coding with 32

You should use modifier 32 when an agency, third-party payer, or government entity mandates that a provider perform a service or procedure, confirms **Cathy Satkus, CPC**, coder at Harvard Family Physicians in Tulsa, OK.

Often, these mandates come in the form of physicals that schools require for students participating in sports programs, or insurance companies requiring second opinions, says Satkus.

In order to use this modifier properly, your office should talk directly with the reimbursing entity for guidance on how to file the claim. For instance, if a school requires a physical, it might want your office to invoice the school district directly, or it might want you to submit the claim on a CMS-1500 form. In addition to schools, other entities that might request a service include:

- employers,
- physical therapists,
- psychologists,
- social workers and
- lawyers.

**Example:** Your local school district mandates that you perform sports physicals for patients that are participating in athletics. On these claims, if they ask for a CMS-1500 form, you would append modifier 32 to the appropriate E/M code such as:

- 99383-99385 (Initial comprehensive preventive medicine evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient...) for new patients or
- 99393-99395 (Periodic comprehensive preventive medicine reevaluation and management of an individual...) for established patients.

According to the AAPC website, other instances of modifier 32-eligible services might include:

- an insurer that requests an independent evaluation of a patient filing a workers' compensation claim;
- a child in state custody that you examine after the patient is put in temporary custody or foster care; or
- an insurer that wants another opinion on a patient's condition before approving further testing and treatment.

#### Keep Consult Codes Close for 32 Claims

You'll code many, but not all, of these mandated services with office consultation codes (99241-99245, Office consultation for a new or established patient, which requires these 3 key components: ...).

**Example:** A workers' compensation provider requests a second opinion from an orthopedist about how a broken clavicle will affect a roofer's ability to work. The physician performs a level-three consultation service for the patient. On the claim, you'll report 99243 (... a detailed history; a detailed examination; and medical decision making of low complexity) with modifier 32 appended to show that the workers' compensation provider ordered the service.

**Remember:** If you are performing a second opinion or confirmatory consultation service that the patient or the patient's family requests, the service does not merit the use of modifier 32. You also should not use modifier 32 when coding for consultations with other physicians.