



New York State Workers' Compensation Board Emergency Department Fee Schedule

Emergency Department Services

The New York State Workers' Compensation Board (Board) has implemented Enhanced Ambulatory Patient Group (EAPG) based fee schedules. The *New York State Workers' Compensation Board (NYS WCB) Emergency Department Fee Schedule* provides billing guidelines for services effective July 15, 2019.

3M Core Grouper Software

Information regarding the 3M products that support EAPG reimbursement is available at:

3m.com/3M/en_US/health-information-systems-us/providers/grouping-and-classification/enhanced-aps

The Board will be using the 3M Core Grouper software.

For all dates of service on or after July 15, 2019, Hospital Outpatient National Correct Coding Initiative (NCCI) edits, Medical Unlikely edits, and 3M Proprietary EAPG edits will be used by the Board to process bills for emergency department services. These settings are necessary to properly calculate bills for emergency department services under the NYS workers' compensation system.

Observation Services

The most recent New York State Department of Health (NYS DOH) billing guidelines and requirements should be followed. Additional documentation can be found at:

health.ny.gov/health_care/medicaid/program/update/2013/2013-05.htm

If the patient is admitted as an inpatient, emergency department and observation services may not be billed.

Bills for observation services will be processed using the EAPG methodology for dates of service on or after July 15, 2019.

Authorized Facilities

The Board does not authorize facilities, including hospitals. Any NYS hospital-based emergency department submitting a bill should be reimbursed. If a facility-specific value is not present, the rate should be calculated generically.

Out-of-State Facilities

Bills submitted by out-of-state hospital-based emergency departments should be reimbursed using the EAPG-based emergency department fee schedule, as applicable. The Board will follow NYS DOH guidance regarding out-of-state billing in the *Policy and Billing Guidance Ambulatory Patient Groups Provider Manual* (health.ny.gov/health_care/medicaid/rates/apg/docs/apg_provider_manual.pdf)

Rates of payment for out-of-state providers in counties contiguous to New York City and New York's Dutchess, Putnam, Westchester, Rockland and Orange Counties will reflect the average Ambulatory Patient Group (APG) payment for the same services applicable to New York State providers in those downstate areas. Out-of-state counties contiguous to the downstate rate region include: Sussex, Passaic, Bergen, Hudson, Essex, Middlesex, Union and Monmouth Counties in New Jersey; Pike County in Pennsylvania; and Litchfield and Fairfield Counties in Connecticut.

Rates of payment for all other out-of-state providers will reflect the average APG payment for the same services applicable to providers in upstate New York.

Rate code **1419** is used for out-of-state emergency department billing.

NYS Workers' Compensation Specific Base Rates

Current regulation states that NYS workers' compensation base rates shall be 150% of Medicaid's hospital base rates for emergency department services. The Board will adopt 150% of Medicaid's hospital base rates in the *NYS WCB Emergency Department Fee Schedule*. (See Appendix A.)

The capital add-on value is an amount provided by the NYS DOH based on approved cost of capital. The Medicaid capital add-on values are not increased by 150%.

Appendix A — NYS Workers' Compensation Specific Base Rates

Service Type	*Base Rate Visit Code	NYS DOH EAPG Base Rates		Base Rate Effective Date	NYS WCB EAPG Base Rates July 15, 2019	
		DOWNSTATE	UPSTATE		DOWNSTATE	UPSTATE
Emergency Department	1402	\$197.38	\$154.15	May 1, 2012	\$296.07	\$231.23
Emergency Department	1419	\$197.38	\$154.15	May 1, 2012	\$296.07	\$231.23

*Schedule provides base rates only. For the capital add-on values, refer to the Rate by Provider files on the NYS DOH website.

Base Rate Visit Code **1419** may be used for emergency department services performed at out of state hospitals.

The New York State Workers' Compensation Board protects the rights of employees and employers by ensuring the proper delivery of benefits and by promoting compliance with the law. To learn more about the Workers' Compensation Board, visit wcb.ny.gov.



Workers' Compensation Board