

Policies and Procedures: WVU Physicians of Charleston
Teaching Physician Documentation

Section: Compliance
Chapter: Billing
Policy: Teaching Physicians Documentation

I. Purpose

The purpose of this policy is to set forth Medicare guidelines applicable to Supervising Physicians in Teaching Settings as set forth by the Centers for Medicare/Medicaid Services ("CMS").

II. Scope

This policy is applicable to services rendered in all patient care settings at WVU Physicians of Charleston where resident teaching is involved.

III. Statement of Policy/Procedure

- A. WVUPC faculty and billing personnel shall follow the guidelines set forth by CMS for teaching physician supervision and documentation, and the requirements for evaluation and management (E/M) services billed by teaching physicians. The applicable guidelines, set forth in CMS-Pub. 14-3, are attached to and made a part of this policy by reference. See attached guidelines, CMS Pub. 14-3, Transmittal 1780, November 22, 2002.
- B. The teaching documentation guidelines shall apply to any patient encounter where payment for services will be provided by any state or federal payor. Those payors are included in but not limited to the list below.

Champus/Tricare
Federal Bureau of Prisons
Indian Health Services
Medicaid Programs, including HMO Medicaid Plans
Medicare
Private Pay
Railroad Medicare
United Mine Workers
Veteran's Administration
West Virginia PEIA
Workman's Compensation

- C. The teaching physician must document his/her participation in the patient's care in a timely fashion and in a manner consistent with departmental and organizational guidelines.
- D. The teaching physician must document **at least** the following:
1. The teaching physician has performed the service or was physically present during the key or critical portions of the service when performed by the resident; and
 2. The participation of the teaching physician in the management of the patient.
- E. Other than the review of systems and/or past family/social history, teaching physicians are not permitted to use student documentation for billing purposes.
- F. Teaching physicians providing E/M services in those primary care centers which are eligible for the primary care exception, which is set forth in subsection C.3 of CMS Transmittal 1780, may bill Medicare for lower and mid-level E/M services providing by residents, but only to the extent permissible under the primary care exception requirements.
- G. The requirements applicable to the primary care exception are set forth in their entirety in subsection C.3 of CMS Transmittal 1780, attached hereto in its entirety and incorporated herein by reference. Teaching physicians submitting claims under the primary care exception may not supervise more than four residents at any given time and must direct the care from such proximity as to constitute immediate availability. The teaching physician must:
1. Not have other responsibilities (including supervision of other personnel) at the time the service was provided by the resident.
 2. Have the primary medical responsibility for patients cared for by the residents.
 3. Ensure that the care provided was reasonable and necessary.
 4. Review the care provided by the resident during or immediately after each visit. This must include a review of the patient's medical history, the resident's findings on physical examination, the patient's diagnosis, and treatment plan.
 5. Document the extent of his/her own participation in the review and direction of the services furnished to each patient.
- H. For all encounters where the teaching physician and the resident both see the patient and participate in the patient's care, the modifier GC will be added to all CPT codes.

- I. For all encounters where the primary care exception applies and the teaching physician does not see the patient, a modifier GE will be added to the CPT code. The following is a list of CPT codes which qualify for the GE modifier:

99201

99202

99203

99211

99212

99213

IV. Implementation

Each practice administrator shall assure that the provisions of this policy are communicated to and followed by the staff of their respective departments.

V. Administration and Interpretations

Questions regarding this policy must be addressed with your primary clinical departmental biller, practice administrator, the WVUPC Coding Committee, or the WVUPC Compliance Officer.

VI. Amendment or Termination of this Policy

This policy may be amended or terminated at any time.

VII. References

CMS-Pub. 14-3 (Medicare Carriers Manual, Part Three, Claims Process, Section 15016), "Supervising Physicians in Teaching Settings." 42 C.F.R. 415.174(a)(3).