



STATE OF WISCONSIN  
Division of Hearings and Appeals

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In the Matter of

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

DECISION

MPA/165233

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**PRELIMINARY RECITALS**

Pursuant to a petition filed April 08, 2015, under Wis. Stat. § 49.45(5), and Wis. Admin. Code § HA 3.03(1), to review a decision by the Division of Health Care Access and Accountability in regard to Medical Assistance, a hearing was held on May 20, 2015, at Milwaukee, Wisconsin.

The issue for determination is whether the Department correctly denied a medical prior authorization (MPA) request for a magnetic resonance imaging (MRI) of the Orbit, Face, and/or Neck; without contrast material.

There appeared at that time and place the following persons:

PARTIES IN INTEREST:

Petitioner:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Respondent:

Department of Health Services  
1 West Wilson Street, Room 651  
Madison, Wisconsin 53703

By: Marcie Oakes, RN

Division of Health Care Access and Accountability  
1 West Wilson Street, Room 272  
P.O. Box 309  
Madison, WI 53707-0309

ADMINISTRATIVE LAW JUDGE:

Corinne Balter  
Division of Hearings and Appeals

**FINDINGS OF FACT**

1. The petitioner is a resident of Milwaukee County.

2. On February 23, 2015 the petitioner's provider submitted a medical prior authorization (MPA) request for an MRI Orbit of Face and/or Neck; without contrast material.
3. On February 24, 2015 the Department sent the petitioner a notice stating that they denied the MPA.
4. On April 8, 2015 the Division of Hearings and Appeals received the petitioner's appeal request.
5. The petitioner is a 52 year old female who is positive for Stage II or IV Sqamous cell carcinoma. The provider made this diagnosis based on a previous MRI. The purpose of the requested MRI was radiation treatment planning. The provider did not use to correct billing code for radiation therapy treatment planning, and thus the Department denied the MPA.

### **DISCUSSION**

Advanced imaging services done in an outpatient hospital setting or in a non-hospital setting require prior authorization. Wis. Adm. Code § 107.02(3); Forward Health Update October, 2010 No 2010-92. The purpose of requiring a prior authorization for these services is to reduce redundancy of tests, prevent administration of unnecessary test, ensure the medical necessity of tests, minimize member exposure to radiation, and apply national clinical guidelines for imaging services. *Id.*

In this case the petitioner's provider submitted a medical prior authorization request for an MRI. The submission code that the provider used was for diagnostic purpose. A diagnostic MRI was already done. The result of that MRI was that the petitioner was positive for Stage II or IV Sqamous cell carcinoma. The purpose of this MRI is radiation treatment planning for the petitioner's cancer, thus the provider used the wrong code.

The letter from DHS indicates that the proper code for radiation treatment planning is 76498. The petitioner's provider may submit a new MPA using the correct code.

### **CONCLUSIONS OF LAW**

The Department correctly denied a medical prior authorization (MPA) request for a magnetic resonance imaging (MRI) of the Orbit, Face, and/or Neck; without contrast material.

**THEREFORE, it is**

**ORDERED**

That the petition is dismissed.

### **REQUEST FOR A REHEARING**

You may request a rehearing if you think this decision is based on a serious mistake in the facts or the law or if you have found new evidence that would change the decision. Your request must be **received within 20 days after the date of this decision**. Late requests cannot be granted.

Send your request for rehearing in writing to the Division of Hearings and Appeals, 5005 University Avenue, Suite 201, Madison, WI 53705-5400 **and** to those identified in this decision as "PARTIES IN INTEREST." Your rehearing request must explain what mistake the Administrative Law Judge made and why it is important or you must describe your new evidence and explain why you did not have it at your first hearing. If your request does not explain these things, it will be denied.

The process for requesting a rehearing may be found at Wis. Stat. § 227.49. A copy of the statutes may be found online or at your local library or courthouse.

**APPEAL TO COURT**

You may also appeal this decision to Circuit Court in the county where you live. Appeals must be filed with the Court **and** served either personally or by certified mail on the Secretary of the Department of Health Services, 1 West Wilson Street, Room 651, Madison, Wisconsin 53703, **and** on those identified in this decision as “PARTIES IN INTEREST” **no more than 30 days after the date of this decision** or 30 days after a denial of a timely rehearing (if you request one).

The process for Circuit Court Appeals may be found at Wis. Stat. §§ 227.52 and 227.53. A copy of the statutes may be found online or at your local library or courthouse.

Given under my hand at the City of Milwaukee,  
Wisconsin, this 20th day of May, 2015

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\sCorinne Balter  
Administrative Law Judge  
Division of Hearings and Appeals



**State of Wisconsin\DIVISION OF HEARINGS AND APPEALS**

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The preceding decision was sent to the following parties on May 20, 2015.

Division of Health Care Access and Accountability