



STATE OF TENNESSEE
BUREAU OF WORKERS' COMPENSATION
220 FRENCH LANDING DRIVE
NASHVILLE, TENNESSEE 37243-1002
Website: <http://www.tn.gov/workforce/section/injuries-at-work>
1-800-332-2667

FEE NOTICE
UTILIZATION REVIEW APPEAL

Public Chapter 289 (2013) and Tennessee Code Annotated §50-6-204(j)(5) authorize an employer to use Utilization Review to determine the medical necessity of a treatment recommended by an authorized treating physician. Utilization review is required for all inpatient hospital admissions: pre-admission review for elective admissions, concurrent review after discharge, and initiated within one business day of notification of an emergency admission. For outpatient treatments, Utilization Review is presently required on chiropractic treatments after twelve (12) visits, physical and occupational therapy services after twelve (12) visits and for psychological treatment services in excess of fifteen (15) visits.

If an appeal for denial of treatment is received by the Bureau of Workers' Compensation, pursuant to Tennessee Code Annotated §50-6-204(j)(5), §50-6-124(i) and Rule 0800-02-06-.07(2)(c), the Bureau is authorized to impose a fee for the administration of the Utilization Review Appeals process. The fee is **two hundred and fifty dollars (\$250)** for each review. After the utilization review appeal is completed, an invoice will be submitted to the employer or their workers' compensation insurance carrier/Third Party Administrator (TPA) for payment. The fee shall be paid by the employer, or their workers' compensation insurance carrier/TPA, within thirty (30) calendar days of the receipt of the invoice. If the fee is not paid within that time frame, then a 10% interest payment shall accrue for every thirty (30) calendar days that the fee remains unpaid.

The Bureau will provide notice to the listed adjuster of the employer's workers' compensation insurance carrier or TPA whenever it receives an appeal of a Utilization Review Appeal pursuant to the statute. To avoid the fee, the carrier may rescind the original utilization review decision, but must inform the Bureau at UR.Appeals@tn.gov of its decision within two (2) business days of the receipt of the notice of the Appeal. Further instructions accompany the notification sent to the adjuster.

The Notice of Appeal Rights for a Utilization Review Denial (Form C-35A) is posted on the Bureau's website: <http://www.tn.gov/assets/entities/labor/attachments/c35a.pdf>. It is also available in Spanish: http://www.tn.gov/assets/entities/labor/attachments/Utilization_Review_Appeal_Form-Spanish.pdf.

These forms were updated in January 2017. Please note that older versions of the form may not be accepted by the Bureau and may be returned to the carrier and/or their utilization review company if all the necessary information is incorrect, incomplete or not current. The carrier and/or their utilization review company will be required to resubmit the corrected form.

Questions regarding this notice may be directed by telephone to 615-741-4361 or by e-mail to UR.Appeals@tn.gov.