

Bulletin: MSA 10-50

Distribution: School Based Services

Issued: November 1, 2010

Subject: Third Party Liability (TPL) Section Re-Insertion

Effective: Upon Receipt

Programs Affected: School Based Services

The purpose of this bulletin is to re-insert the TPL section into the School Based Services Provider Manual chapter.

The language below will be inserted into Section 1.2 Third Party Liability.

Pursuant to the Code of Federal Regulations (CFR) 42 CFR §433.137 through 42 CFR §433.139, Medicaid must be the payor of last resort. This means that all identifiable financial resources must be utilized prior to the expenditure of Medicaid funds. TPL is defined as a payment resource available from a private insurance coverage, public insurance coverage, or other liable third party resource; that can be used to offset Medicaid costs. The Medicaid agency must take reasonable measures to identify third parties liable for payment of services. If a third party resource exists, this must be pursued prior to Medicaid funds being utilized.

If a Medicaid-eligible child is presently covered by one or more of the above defined third party liabilities and the school district does not bill the TPL, Medicaid cannot be billed for the medically necessary services. (Refer to the Coordination of Benefits Chapter of this manual for additional information on TPL.)

Public Comment

The public comment portion of the policy promulgation process is being conducted concurrently with the implementation of the change noted in this bulletin. Any interested party wishing to comment on the change may do so by submitting comments in writing to:

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Or
E-mail: sowle@michigan.gov

If responding by e-mail, please include "TPL Section Re-Insertion" in the subject line. Comments received will be considered for revisions to the bulletin.

Manual Maintenance

Retain this bulletin until applicable information has been incorporated into the Michigan Medicaid Provider Manual.

Questions

Any questions regarding this bulletin should be directed to Provider Inquiry, Department of Community Health, P.O. Box 30731, Lansing, Michigan 48909-8231, or e-mail at ProviderSupport@michigan.gov. When you submit an e-mail, include your name, affiliation, and phone number so you may be contacted if necessary. Providers may phone toll-free 1-800-292-2550.

APPROVED

A handwritten signature in black ink that reads "Stephen Fitton". The signature is written in a cursive, flowing style.

Stephen Fitton, Director
Medical Services Administration