

## Oregon Medicaid third party liability (TPL) requirements

### Medicaid is always the payer of last resort

State and federal guidelines require:

- Reporting of all TPL sources for medical assistance clients who are covered by other health insurance; and
- Provider billing of those resources before billing Medicaid.

See Oregon Administrative Rule 410-120-1280 in the [General Rules](#) guidelines to learn more.

### Where to find TPL information

All providers must make every reasonable effort to obtain and report TPL information for the clients they serve, and bill TPL before billing Oregon Medicaid.

- Please check for available TPL sources using the Oregon Health Authority (OHA) [eligibility verification systems](#). Verify with the client that the TPL shown is still accurate.
- If OHA's TPL information does not match what the client is reporting, report the TPL to DHS/OHA at [www.reportTPL.org](http://www.reportTPL.org).

### How to report TPL when billing OHA

Please use the appropriate TPL codes that indicate you billed other resources first, and list the amounts paid.

- For paper claims, use codes in Table 120-1280(1) of the [General Rules](#).
- For electronic claims, use HIPAA-compliant Adjustment Reason Codes.

To learn more about billing TPL, visit the [OHP Billing Tips page](#). This page lists the specific codes to use and documentation to include with your claims to OHA.

### How OHA pays as a secondary payer

For covered services, OHA always pays the lesser of the Medicaid allowable amount or the billed amount, minus what TPL paid.

- **If TPL denies the claim**, OHA will pay the Medicaid allowable amount.
- **If TPL pays, and their allowable is less than OHA's**, then OHA will pay the Medicaid allowable amount, minus the amount TPL paid.
- **If TPL pays, and their allowable is equal to or more than OHA's**, then the claim is paid in full. You will not receive additional payment from OHA.

### Medicaid overpayments made to providers

If TPL information is not known at the time of billing, but becomes available after payment is made by OHA:

- The DHS/OHA Office of Payment Accuracy and Recovery will seek payment from the new TPL resource, and may request your help.
- If the TPL resource then pays you for services and OHA has already paid you, OHA will consider this an overpayment.