

<b>POLICY TITLE</b>	<b>IMPLANTABLE ELECTRICAL NERVE STIMULATORS (VAGUS, AUTONOMIC NERVE AND PERIPHERAL NERVE STIMULATORS)</b>
<b>POLICY NUMBER</b>	<b>MP-1.034</b>

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**I. POLICY**

**Vagus Nerve Stimulator**

The vagus nerve stimulator may be considered **medically necessary** as a treatment of medically refractory seizures. Medically refractory seizures are defined as seizures that occur in spite of therapeutic levels of antiepileptic drugs or seizures that cannot be treated with therapeutic levels of antiepileptic drugs because of intolerable adverse effects of these drugs.

The use of a vagus nerve stimulator is considered **investigational** for treatment of other conditions including but not limited to depression, heart failure, upper-limb impairment due to stroke, essential tremor, headaches, fibromyalgia, tinnitus, and traumatic brain injury, as there is insufficient evidence to support a conclusion concerning the health outcomes or benefits associated with this procedure.

**Peripheral Nerve Stimulator**

Implantation of a peripheral nerve stimulator may be considered **medically necessary** to alleviate chronic intractable pain.

**Autonomic (Phrenic) Nerve Stimulator**

Implantation of an autonomic (phrenic) nerve stimulator may be considered **medically necessary** for the treatment of patients with partial or complete respiratory insufficiency.

Implantation of an autonomic nerve stimulator other than phrenic nerve is considered **investigational**, as there is insufficient evidence to support a conclusion concerning the health outcomes or benefits associated with this procedure.

Implantation of an autonomic (phrenic) nerve stimulator for conditions other than partial or complete respiratory insufficiency is considered **investigational**, as there is insufficient evidence to support a conclusion concerning the health outcomes or benefits associated with this procedure.

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*Cross-references:*

- MP-1.042** Deep Brain Stimulation
- MP-6.020** Transcutaneous Electrical Nerve Stimulation
- MP-1.141** Peripheral Subcutaneous Field Stimulation (PSFS)
- MP-1.069** Spinal Cord Stimulation

**II. PRODUCT VARIATIONS**

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**FEP PPO** - Refer to FEP Benefit Brochure for information on Durable Medical Equipment:  
<https://www.fepblue.org/benefit-plans/benefit-plans-brochures-and-forms>

**Note\*** - The Federal Employee Program (FEP) Service Benefit Plan does not have a medical policy related to these services.

This policy is applicable to all programs and products administered by Capital BlueCross unless otherwise indicated below.

The FEP program dictates that all drugs, devices or biological products approved by the U.S. Food and Drug Administration (FDA) may not be considered investigational. Therefore, FDA-approved drugs, devices or biological products may be assessed on the basis of medical necessity.

**III. DESCRIPTION/BACKGROUND**

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**Vagus Nerve Stimulation**

Vagus nerve stimulation (VNS) was initially investigated as a treatment alternative in patients with medically refractory partial-onset seizures for whom surgery is not recommended or for whom surgery has failed. Over time, the use of VNS has expanded to include generalized seizures, and it has been investigated for a range of other conditions.

While the mechanisms for the therapeutic effects of VNS are not fully understood, the basic premise of VNS in the treatment of various conditions is that vagal visceral afferents have a diffuse central nervous system projection, and activation of these pathways has a widespread effect on neuronal excitability. An electrical stimulus is applied to axons of the vagus nerve, which have their cell bodies in the nodose and junctional ganglia and synapse on the nucleus of the solitary tract in the brainstem. From the solitary tract nucleus, vagal afferent pathways project to multiple areas of the brain. VNS may also stimulate vagal efferent pathways that innervate the heart, vocal cords, and other laryngeal and pharyngeal muscles, and provide parasympathetic innervation to the gastrointestinal tract.

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A type of VNS device addressed in this evidence review consists of an implantable, programmable electronic pulse generator that delivers stimulation to the left vagus nerve at the carotid sheath. The pulse generator is connected to the vagus nerve via a bipolar electrical lead. Surgery for implantation of a vagal nerve stimulator involves implantation of the pulse generator in the infraclavicular region and wrapping 2 spiral electrodes around the left vagus nerve within the carotid sheath. The programmable stimulator may be programmed in advance to stimulate at regular intervals or on demand by patients or family by placing a magnet against the subclavicular implant site.

Various types of devices that transcutaneously stimulate the vagus nerve have been developed as well. The U.S. Food and Drug Administration (FDA) has not approved any transcutaneous VNS devices.

Other types of implantable vagus nerve stimulators that are placed in contact with the trunks of the vagus nerve at the gastroesophageal junction are not addressed in this evidence review.

**Indications**

VNS was originally approved for the treatment of medically refractory epilepsy. Significant advances have been made since then in the surgical and medical treatment of epilepsy, and newer, more recently approved medications are available. Despite these advances, however, 25% to 50% of patients with epilepsy experience breakthrough seizures or suffer from debilitating adverse events of antiepileptic drugs. For these patients, VNS therapy has been used as an alternative or adjunct to epilepsy surgery or medications.

Based on observations that patients treated with VNS experience improvements in mood, VNS has been evaluated for the treatment of refractory depression. VNS has been investigated for multiple other conditions which may be affected by either the afferent or efferent stimulation of the vagus nerve, including heart failure, headaches, tremor, fibromyalgia, tinnitus, and traumatic brain injury.

**REGULATORY STATUS**

In 1997, the NeuroCybernetic Prosthesis (NCP®) System (Cyberonics), a VNS device, was approved by FDA through the premarket approval process for use in conjunction with drugs or surgery "...as an adjunctive treatment of adults and adolescents over 12 years of age with medically refractory partial onset seizures."<sup>1</sup> There have been subsequent expanded approvals. FDA product code: LYF.

In May 2015, a related VNS therapy, AspireSR® (LivaNova), received supplemental premarketing approval from FDA, although the device was recalled in August 2017.<sup>2</sup> The AspireSR® device detects high heart rates associated with seizures and responds with stimulation. Adjunctive use of the AspireSR® for the treatment of epileptic seizures was indicated for patients over 4 years of age who suffer from partial-onset seizures that do not respond to antiepileptic medication.

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In May 2017, the gammaCore-S® (electroCore), a noninvasive VNS device, was cleared for marketing by FDA through the 510(k) process (K171306) for the acute treatment of adults with episodic cluster headaches.<sup>3</sup> When the device is applied to the side of the neck by the patient, mild electrical stimulation of the vagus nerve is carried to the central nervous system. Each stimulation using gammaCore-S® lasts 2 minutes. The patient controls the stimulation strength. FDA product codes: PKR, QAK.

Cerbomed (Erlangen, Germany) has developed a transcutaneous VNS (t-VNS®) system that uses a combined stimulation unit and ear electrode to stimulate the auricular branch of the vagus nerve, which supplies the skin over the concha of the ear. Patients self-administer electrical stimulation for several hours a day; no surgical procedure is required. The device received the CE mark in Europe in 2011 but has not been FDA-approved for use in the United States.

**Table 1. FDA-Approved or -Cleared Vagus Nerve Stimulators**

<b>Device Name</b>	<b>Manufacturer</b>	<b>Cleared</b>	<b>PMA/510(k)</b>	<b>Indications</b>
<b>NeuroCybernetic Prosthesis (NCP®)</b>	Cyberonics	1997	P970003	Indicated or adjunctive treatment of adults and adolescents >12 y of age with medically refractory partial-onset seizures
		2005	P970003/S50	Expanded indication for adjunctive long-term treatment of chronic or recurrent depression for patients ≥18 y of age experiencing a major depressive episode and have not had an adequate response to ≥4 adequate antidepressant treatments
		2017	P970003/S207	Expanded indicated use as adjunctive therapy for seizures in patients ≥4 y of age with partial-onset seizures that are refractory to antiepileptic medications
<b>gammaCore®</b>	ElectroCore	2017	K171306	Indicated for acute treatment of pain associated with episodic cluster headache in adults using noninvasive VNS on the side of the neck

FDA: Food and Drug Administration; PMA: premarket approval; VNS: vagus nerve stimulation

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**Peripheral Nerve Stimulator**

Peripheral nerve stimulation involves the implantation of electrodes around a selected peripheral nerve and is used to treat chronic intractable pain. The stimulating electrode is connected by an insulated lead to a receiver unit that is inserted subcutaneously at a depth not greater than half an inch. Sciatic and ulnar nerves are common sites for implantation. Stimulation of the nerve is created by a generator that is connected to an antenna that is attached to the skin surface over the receiver unit.

**Autonomic (Phrenic) Nerve Stimulator**

The phrenic nerve stimulator provides electrical stimulation of the patient's phrenic nerve to contract the diaphragm rhythmically and produce breathing in patients who have hypoventilation (a state in which an abnormally low amount of air enters the lungs). The device has been used successfully to treat hypoventilation caused by a variety of conditions, including respiratory paralysis resulting from lesions of the brain stem and cervical spinal cord and chronic pulmonary disease with ventilatory insufficiency. The phrenic nerve stimulator is intended to be an alternative to management of patients with respiratory insufficiency who are dependent upon the usual therapy of intermittent or permanent use of a mechanical ventilator as well as maintenance of a permanent tracheotomy stoma.

However, an implanted phrenic nerve stimulator can be effective only if the patient has an intact phrenic nerve and diaphragm. Moreover, nerve injury may occur during the surgical procedure and if sufficient injury has incurred, the device will not prove useful to the patient. Consequently, it is possible for such a device to be indicated for a patient but, due to injury sustained during implant, fail to assist the patient, resulting in a return to the use of mechanical ventilation.

**IV. RATIONALE**

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**Summary of Evidence**

**Vagus Nerve Stimulation**

For individuals who have seizures refractory to medical treatment who receive VNS, the evidence includes RCTs and multiple observational studies. Relevant outcomes are symptoms, change in disease status, and functional outcomes. The RCTs have reported significant reductions in seizure frequency for patients with partial-onset seizures. The uncontrolled studies have consistently reported large reductions in a broader range of seizure types in both adults and children. The evidence is sufficient to determine that the technology results in a meaningful improvement in the net health outcome.

For individuals who have treatment-resistant depression who receive VNS, the evidence includes an RCT, nonrandomized comparative studies, and case series. Relevant outcomes are symptoms, change in disease status, and functional outcomes. The RCT only reported short-term results and

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found no significant improvement in the primary outcome. Other available studies are limited by small sample sizes, potential selection bias, and lack of a control group in the case series. The evidence is insufficient to determine the effects of the technology on health outcomes.

**Other Conditions**

For individuals who have chronic heart failure who receive VNS, the evidence includes RCTs and case series. Relevant outcomes are symptoms, change in disease status, and functional outcomes. The RCTs evaluating chronic heart failure did not show significant improvements in the primary outcomes. The evidence is insufficient to determine the effects of the technology on health outcomes.

For individuals who have upper-limb impairment due to stroke who receive VNS, the evidence includes a single pilot study. Relevant outcomes are symptoms, change in disease status, and functional outcomes. This pilot study has provided preliminary support for improvement in functional outcomes. The evidence is insufficient to determine the effects of the technology on health outcomes.

For individuals who have other neurologic conditions (e.g., essential tremor, headache, fibromyalgia, tinnitus, autism) who receive VNS, the evidence includes case series. Relevant outcomes are symptoms, change in disease status, and functional outcomes. Case series are insufficient to draw conclusions regarding efficacy. The evidence is insufficient to determine the effects of the technology on health outcomes.

**Transcutaneous Vagus Nerve Stimulation**

For individuals with episodic cluster headaches who receive transcutaneous VNS, the evidence includes three RCTs. One RCT for a cluster headache showed a reduction in headache frequency but did not include a sham treatment group. Two randomized, double-blind, sham-controlled studies showed efficacy of achieving pain-free status within 15 minutes of treatment with noninvasive VNS in patients with episodic cluster headaches but not in patients with chronic cluster headaches. The RCTs for episodic cluster headaches are promising; however, additional studies with larger relevant populations are required to establish the treatment efficacy. The evidence is insufficient to determine the effects of the technology on health outcomes.

For individuals who have other neurologic, psychiatric, or metabolic disorders (e.g., epilepsy, depression, schizophrenia, non-cluster headache, impaired glucose tolerance) who receive transcutaneous VNS, the evidence includes RCTs and case series for some of the conditions. Relevant outcomes are symptoms, change in disease status, and functional outcomes. The RCTs are all-small and have various methodologic problems. None showed definitive efficacy of transcutaneous VNS in improving patient outcomes. The evidence is insufficient to determine the effects of the technology on health outcomes.

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**V. DEFINITIONS**

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**EPILEPSY** is a group of neurologic disorders characterized by recurrent episodes of convulsive seizures, sensory disturbances, abnormal behavior, loss of consciousness, or all of these. Common to all types of epilepsy is an uncontrolled electrical discharge from the nerve cells of the cerebral cortex.

**MEDICALLY REFRACTORY SEIZURES** are defined as seizures that occur despite therapeutic levels of antiepileptic drugs or seizures that cannot be treated with therapeutic levels of antiepileptic drugs because of intolerable adverse events of these drugs.

**PARTIAL ONSET SEIZURES** refers to seizures that have a discrete focal onset. There are three subtypes of partial onset seizures:

- Simple partial seizures: these do not involve alteration of consciousness but may have observable motor components or may solely be a subjective sensory or emotional phenomenon.
- Complex partial seizures: these are partial-onset seizures that involve an alteration of consciousness.
- Complex partial seizures, secondarily generalized: These are partial-onset seizures that progress to involve both sides of the brain and result in a complete loss of consciousness.

**PHRENIC NERVE** is a nerve that arises mainly from the fourth cervical nerve and is primarily the motor nerve of the diaphragm but also sends sensory fibers to the pericardium.

**VAGUS NERVE** refers to either one of the longest pair of cranial nerves mainly responsible for parasympathetic control over the heart and many other internal organs, including thoracic and abdominal viscera.

**VISCERAL AFFERENT FIBERS** are the nerve fibers of the visceral nervous system that receive stimuli, carry impulses toward the central nervous system, and share the sensory ganglia of the cerebrospinal nerves with the somatic sensory fibers.

**VI. BENEFIT VARIATIONS**

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The existence of this medical policy does not mean that this service is a covered benefit under the member’s contract. Benefit determinations should be based in all cases on the applicable contract language. Medical policies do not constitute a description of benefits. A member’s individual or group customer benefits govern which services are covered, which are excluded, and which are subject to benefit limits and which require preauthorization. Members and providers should consult the member’s benefit information or contact Capital BlueCross for benefit information.

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**VII. DISCLAIMER**

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*Capital BlueCross’s medical policies are developed to assist in administering a member’s benefits, do not constitute medical advice and are subject to change. Treating providers are solely responsible for medical advice and treatment of members. Members should discuss any medical policy related to their coverage or condition with their provider and consult their benefit information to determine if the service is covered. If there is a discrepancy between this medical policy and a member’s benefit information, the benefit information will govern. Capital BlueCross considers the information contained in this medical policy to be proprietary and it may only be disseminated as permitted by law.*

**VIII. CODING INFORMATION**

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**Note:** This list of codes may not be all-inclusive, and codes are subject to change at any time. The identification of a code in this section does not denote coverage as coverage is determined by the terms of member benefit information. In addition, not all covered services are eligible for separate reimbursement.

**Covered when medically necessary; Vagus nerve stimulator to treat medically refractory seizures:**

<b>CPT Codes ®</b>							
61885	61886	64553	64568	64569	64570	95970	95976
95977							

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<b>ICD-10-CM Diagnosis Codes</b>	<b>Description</b>
G40.011	Localization-related (focal) (partial) idiopathic epilepsy and epileptic syndromes with seizures of localized onset, intractable, with status epilepticus
G40.019	Localization-related (focal) (partial) idiopathic epilepsy and epileptic syndromes with seizures of localized onset, intractable, without status epilepticus
G40.111	Localization-related (focal) (partial) symptomatic epilepsy and epileptic syndromes with simple partial seizures, intractable, with status epilepticus
G40.119	Localization-related (focal)(partial) symptomatic epilepsy and epileptic syndromes with simple partial seizures, intractable, without status epilepticus
G40.211	Localization-related (focal) (partial) symptomatic epilepsy and epileptic syndromes with complex partial seizures, intractable, with status epilepticus



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<b>ICD-10-CM Diagnosis Codes</b>	<b>Description</b>
G40.219	Localization-related (focal) (partial) symptomatic epilepsy and epileptic syndromes with complex partial seizures, intractable, without status epilepticus
G40.311	Generalized idiopathic epilepsy and epileptic syndromes, intractable, with status epilepticus
G40.319	Generalized idiopathic epilepsy and epileptic syndromes, intractable, without status epilepticus
G40.411	Other generalized epilepsy and epileptic syndromes, intractable, with status epilepticus
G40.419	Other generalized epilepsy and epileptic syndromes, intractable, without status epilepticus
G40.803	Other epilepsy, intractable, with status epilepticus
G40.804	Other epilepsy, intractable, without status epilepticus
G40.813	Lennox-Gastaut syndrome, intractable, with status epilepticus
G40.814	Lennox-Gastaut syndrome, intractable, without status epilepticus
G40.823	Epileptic spasms, intractable, with status epilepticus
G40.824	Epileptic spasms, intractable, without status epilepticus
G40.911	Epilepsy, unspecified, intractable, with status epilepticus
G40.919	Epilepsy, unspecified, intractable, without status epilepticus
G40.A11	Absence epileptic syndrome, intractable, with status epilepticus
G40.A19	Absence epileptic syndrome, intractable, without status epilepticus
Z45.42	Encounter for adjustment and management of neuropacemaker (brain) (peripheral nerve) (spinal cord)
Z45.49	Encounter for adjustment and management of other implanted nervous system device
Z46.2	Encounter for fitting and adjustment of other devices related to nervous system and special senses

**Covered when medically necessary; Peripheral nerve stimulator to alleviate chronic intractable pain:**

<b>CPT Codes ®</b>							
64555	64575	64585	64590	64595			

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<b>ICD-10-CM Diagnosis Codes</b>	<b>Description</b>
G89.0	Central pain syndrome
G89.21	Chronic pain due to trauma
G89.22	Chronic post-thoracotomy pain
G89.28	Other chronic postprocedural pain
G89.29	Other chronic pain
G89.3	Neoplasm related pain (acute) (chronic)
G89.4	Chronic pain syndrome
G90.50	Complex regional pain syndrome I, unspecified
G90.59	Complex regional pain syndrome I of other specified site
Z45.42	Encounter for adjustment and management of neuropacemaker (brain) (peripheral nerve) (spinal cord)
Z45.49	Encounter for adjustment and management of other implanted nervous system device

**Covered when medically necessary: Autonomic (phrenic) nerve stimulator to treat patients with partial or complete respiratory insufficiency:**

<b>CPT Codes ®</b>							
64575	64580	64585	64590	64595			

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<b>ICD-10-CM Diagnosis Codes</b>	<b>Description</b>
J80	Acute respiratory distress syndrome
J95.1	Acute pulmonary insufficiency following thoracic surgery
J95.2	Acute pulmonary insufficiency following nonthoracic surgery
J95.3	Chronic pulmonary insufficiency following surgery
J95.82	Postprocedural respiratory failure
J96.0	Acute respiratory failure
J96.1	Chronic respiratory failure

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<b>ICD-10-CM Diagnosis Codes</b>	<b>Description</b>
J96.2	Acute and chronic respiratory failure
Z45.42	Encounter for adjustment and management of neuropacemaker (brain) (peripheral nerve) (spinal cord)
Z45.49	Encounter for adjustment and management of other implanted nervous system device
Z46.2	Encounter for fitting and adjustment of other devices related to nervous system and special senses

**Covered when Medically Necessary when billed with an allowed surgery:**

<b>HCPCS Codes</b>	<b>Description</b>
C1767	Generator, neurostimulator (implantable), non-rechargeable
C1778	Lead, neurostimulator (implantable)
C1816	Receiver and/or transmitter, neurostimulator (implantable)
C1820	Generator, neurostimulator (implantable), with rechargeable battery and charging system
C1883	Adaptor/extension, pacing lead or neurostimulator lead (implantable)
C1897	Lead, neurostimulator test kit (implantable)
L8679	Implantable neurostimulator, pulse generator, any type
L8680	Implantable neurostimulator electrode (with any number of contact points), each
L8681	Pt program for implant neurostim
L8682	Implantable neurostimulator radiofrequency receiver
L8683	Radiofrequency transmitter (external) for use with implantable neurostimulator radiofrequency receiver
L8685	Implantable neurostimulator pulse generator, single array, rechargeable, includes extension
L8686	Implantable neurostimulator pulse generator, single array, non-rechargeable, includes extension
L8687	Implantable neurostimulator pulse generator, dual array, rechargeable, includes extension
L8688	Implantable neurostimulator pulse generator, dual array, non-rechargeable, includes extension
L8689	External recharging system for battery (internal) for use with implantable neurostimulator, replacement only

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<b>HCPCS Codes</b>	<b>Description</b>
L8695	External recharging system for battery (external) for use with implantable neurostimulator, replacement only

**IX. REFERENCES**

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**Vagus Nerve Stimulation**

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**X. POLICY HISTORY**

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<b>MP 1.034</b>	<b>CAC 7/27/04</b>
	<b>CAC 10/26/04</b>
	<b>CAC 10/25/05</b>
	<b>CAC 10/31/06</b>
	<b>CAC 9/25/07</b>
	<b>CAC 7/29/08</b>
	<b>CAC 1/27/09</b>
	<b>CAC 1/26/10</b> Consensus
	<b>CAC 4/26/11</b> Consensus
	<b>CAC 8/28/12</b> Minor revision. Two new investigational indications were added

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	for vagus nerve stimulation to include treatment of heart failure and fibromyalgia. Codes reviewed 8/13/12
	<b>01/3/13 2013</b> New codes added
	<b>CAC 7/30/2013</b> Consensus
	<b>12/20/2013-</b> New 2014 Code updates made.
	<b>01/2015-</b> New 2015 codes added to policy.
	<b>CAC 3/25/14</b> Consensus review. References updated. No changes to the policy statements. FEP variation revised to refer to the FEP medical policy manual.
	<b>CAC 3/24/15</b> Consensus review. Tinnitus, and traumatic brain injury added to list of “all other” investigational indications. Rationale added. References updated. Codes reviewed.
	<b>CAC 3/29/16</b> Consensus review. Peripheral subcutaneous field stimulation codes removed from this policy refer to MP-1.141, Peripheral Subcutaneous Field Stimulation (PSFS). Rationale and references updated. Coding updated.
	<b>Admin Change 11/15/16</b> Variation Reformatting
	<b>CAC 7/25/17 Consensus review.</b> Variation to NCD 160.18 added. Cross-Reference, Description/Background, Regulatory Status, Rationale and Reference sections updated. Coding reviewed.
	<b>1/1/18 Admin Update:</b> Medicare variations removed from Commercial Policies.
	<b>5/3/18</b> Consensus review. No change to policy statements. Background and references updated. Rationale condensed.
	<b>1/1/19 Admin Update:</b> Removed deleted codes 95974 & 95975. Added new codes 95976 & 95977 effective 1/1/19.
	<b>3/20/2019</b> Consensus review. Policy statement was not changed. References reviewed.
	<b>8/1/2019</b> Coding reviewed and updated.
	<b>3/25/2020</b> Consensus review. Policy statement unchanged. Variations, definitions and references updated. Coding reviewed.

**TOP**

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