



# MEDICAL MANAGEMENT Regulatory Update



AIG and Health Direct are pleased to bring you this quarterly newsletter on the most recent legislation and regulation on workers' compensation medical management for your state(s).

## LEGISLATIVE AND REGULATORY ACTIVITY

Legislation	Synopsis	Status & Last Action Date	Effective Date
<b>Arizona</b>			
Physicians' and Pharmaceutical Fee Schedule	<ul style="list-style-type: none"><li>▪ The Industrial Commission of Arizona adopted the 2016 Physicians' and Pharmaceutical Fee Schedule.</li><li>▪ The Fee Schedule may be viewed at: <a href="https://www.azica.gov/2016-arizona-physicians-fee-schedule">https://www.azica.gov/2016-arizona-physicians-fee-schedule</a></li></ul>	<ul style="list-style-type: none"><li>▪ Adopted.</li></ul>	<ul style="list-style-type: none"><li>▪ 10/1/16</li></ul>
Process for the Use of Evidence-Based Treatment Guidelines	<ul style="list-style-type: none"><li>▪ The Industrial Commission of Arizona adopted rules, with an effective date of 10/1/16, which establish a prior authorization process using evidence-based treatment guidelines for the management of chronic pain, and the use of opioids for all stages of pain management.</li><li>▪ The adopted rules may be viewed at: <a href="https://www.azica.gov/sites/default/files/media/MRO_20_5_Article13_0.pdf">https://www.azica.gov/sites/default/files/media/MRO_20_5_Article13_0.pdf</a></li></ul>	<ul style="list-style-type: none"><li>▪ Approved by the Governor's Regulatory Review Council on 6/7/16.</li></ul>	<ul style="list-style-type: none"><li>▪ 10/1/16</li></ul>
HB 2240  Translation Services	<ul style="list-style-type: none"><li>▪ Enacted legislation which, among other things, includes translation services as medical benefits and allows a carrier that does not direct care to choose the certified translator.</li><li>▪ Further information regarding the enacted legislation may be viewed at: <a href="http://www.azleg.gov/legtext/52leg/2r/laws/0186.pdf">http://www.azleg.gov/legtext/52leg/2r/laws/0186.pdf</a></li></ul>	<ul style="list-style-type: none"><li>▪ Signed by the Governor on 5/11/16.</li></ul>	<ul style="list-style-type: none"><li>▪ 8/6/16</li></ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
<b>California</b>			
Hospital Outpatient Departments and Ambulatory Surgical Centers Fee Schedule	<ul style="list-style-type: none"> <li>Proposed rules which amend the Hospital Outpatient Departments and Ambulatory Surgical Centers Fee Schedule.</li> <li>Further information regarding the proposed rules may be viewed at: <a href="http://www.dir.ca.gov/dwc/DWCPPropRegs/HospitalOutpatientAmbulatorySurgicalCenters/HospitalOutpatientAmbulatorySurgicalCenters.htm">http://www.dir.ca.gov/dwc/DWCPPropRegs/HospitalOutpatientAmbulatorySurgicalCenters/HospitalOutpatientAmbulatorySurgicalCenters.htm</a></li> </ul>	<ul style="list-style-type: none"> <li>1st 15 day comment period ended on 9/23/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Chronic Pain Treatment Guidelines  Opioid Guidelines	<ul style="list-style-type: none"> <li>The Division of Workers' Compensation ("DWC") adopted amendments to the Medical Treatment Utilization Schedule ("MTUS") to incorporate by reference an updated "Chronic Pain Medical Treatment Guidelines" section and a new "Opioid Treatment Guidelines" section.</li> <li>Further information regarding the adopted guidelines may be viewed at: <a href="http://www.dir.ca.gov/dwc/DWCPPropRegs/MTUS-Opioids-ChronicPain/MTUS-Opioids-ChronicPain.htm">http://www.dir.ca.gov/dwc/DWCPPropRegs/MTUS-Opioids-ChronicPain/MTUS-Opioids-ChronicPain.htm</a></li> </ul>	<ul style="list-style-type: none"> <li>Filed with the Secretary of State on 7/28/16.</li> </ul>	<ul style="list-style-type: none"> <li>7//29/16</li> </ul>
Durable Medical Equipment, Prosthetics, Orthotics and Supplies (DMEPOS) Fees	<ul style="list-style-type: none"> <li>The Division of Workers' Compensation ("DWC") has posted an order adjusting the Durable Medical Equipment, Prosthetics, Orthotics and Supplies (DMEPOS) section of the Official Medical Fee Schedule to conform to the fourth quarter 2016 changes in the Medicare payment system.</li> <li>The order adopting the adjustments may be viewed at: <a href="http://www.dir.ca.gov/dwc/OMFS9904.htm#3">http://www.dir.ca.gov/dwc/OMFS9904.htm#3</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>10/1/16</li> </ul>
Physician Services and Non-Physician Practitioner Services Fees	<ul style="list-style-type: none"> <li>The Division of Workers' Compensation ("DWC") posted an order adopting adjustments to the Physician Services and Non-Physician Practitioner Services section of the Official Medical Fee Schedule ("OMFS") to conform to changes in the Medicare payment system.</li> <li>The order adopting the adjustments may be viewed at: <a href="http://www.dir.ca.gov/dwc/OMFS9904.htm#7">http://www.dir.ca.gov/dwc/OMFS9904.htm#7</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>10/1/16</li> </ul>
AB 1124  Prescription Formulary	<ul style="list-style-type: none"> <li>Enacted legislation which, among other things, requires the DWC administrative director to establish a formulary on or before 7/1/17 for the medications prescribed in the workers' compensation system.</li> <li>Further information regarding the enacted legislation may be viewed at: <a href="http://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201520160AB1124">http://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201520160AB1124</a></li> </ul>	<ul style="list-style-type: none"> <li>Signed by the Governor on 10/6/15.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/16</li> </ul>
AB 2086  Qualified Medical Evaluator Certification in Neuropsychology	<ul style="list-style-type: none"> <li>Passed legislation that amends the labor code to recognize neuropsychology as a specialty where certification as a Qualified Medical Evaluator may be obtained.</li> <li>Further information regarding the passed legislation may be viewed at: <a href="http://www.leginfo.ca.gov/pub/15-16/bill/asm/ab_2051-2100/ab_2086_bill_20160829_enrolled.pdf">http://www.leginfo.ca.gov/pub/15-16/bill/asm/ab_2051-2100/ab_2086_bill_20160829_enrolled.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Vetoed by the Governor on 9/30/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
SB 563  Utilization Review	<p>Proposed legislation which, among other things:</p> <ul style="list-style-type: none"> <li>▪ Prohibits the employer, or any entity conducting utilization review on behalf of the employer, from offering or providing any financial incentive or consideration to a physician based on the number of modifications, delays, or denials made by the physician.</li> <li>▪ Prohibits an insurer or third-party administrator from referring utilization review services conducted on behalf of an employer to an entity in which the insurer or third-party administrator has a financial interest, unless the insurer or third-party administrator provides the employer with prior written disclosure of the entity conducting the utilization review services and the insurer or third-party administrator's financial interest in the entity.</li> <li>▪ Grants the administrative director authority to review any compensation agreement, payment schedule, or contract between the employer, or any entity conducting utilization review on behalf of the employer, and the utilization review physician.</li> <li>▪ Further information regarding the proposed legislation may be viewed at: <a href="http://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201520160SB563">http://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201520160SB563</a></li> </ul>	<ul style="list-style-type: none"> <li>▪ Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>▪ N/A</li> </ul>
SB 914  Independent Medical Reviews for Medical Provider Networks	<ul style="list-style-type: none"> <li>▪ Enacted legislation which deletes the authorization to use the American College of Occupational and Environmental Medicine's Occupational Medicine Practice Guidelines as standards for independent medical reviews conducted for medical provider networks.</li> <li>▪ Further information regarding the enacted legislation may be viewed at: <a href="http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160SB914">http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160SB914</a></li> </ul>	<ul style="list-style-type: none"> <li>▪ Signed by the Governor on 7/22/16.</li> </ul>	<ul style="list-style-type: none"> <li>▪ 1/1/17</li> </ul>
SB 1160  Medical Treatment Guidelines  Utilization Review	<p>Enacted legislation which, among other things:</p> <ul style="list-style-type: none"> <li>▪ Requires utilization review plans to be accredited by an independent, nonprofit organization to certify that the utilization review plan meets specified criteria.</li> <li>▪ Requires the Administrative Director of the Division of Workers' Compensation to adopt regulations to provide employees with notice regarding access to medical treatment following the denial of a claim under the workers' compensation system.</li> <li>▪ Revises and recasts provisions relating to utilization review with regard to injuries occurring on or after January 1, 2018.</li> <li>▪ Requires the Administrative Director of the Division of Workers' Compensation to develop a system for electronic reporting of documents related to utilization review performed by each employer.</li> <li>▪ Further information regarding the enacted legislation may be viewed at: <a href="http://www.leginfo.ca.gov/pub/15-16/bill/sen/sb_1151-1200/sb_1160_bill_20160930_chaptered.pdf">http://www.leginfo.ca.gov/pub/15-16/bill/sen/sb_1151-1200/sb_1160_bill_20160930_chaptered.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>▪ Signed by the Governor on 9/30/16.</li> </ul>	<ul style="list-style-type: none"> <li>▪ 1/1/18</li> </ul>

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<b>Colorado</b>			
Utilization Standards	<p>The Colorado Department of Labor and Employment, Division of Workers' Compensation, adopted amendments to Rule 16, Utilization Standards, which, among other things:</p> <ul style="list-style-type: none"> <li>Require all provider bills, including outpatient hospital bills, to list the appropriate diagnosis codes using the current ICD-10-Clinical Modification (CM) code(s).</li> <li>Require amendments, corrections and delayed entries made by a provider to an injured worker's medical record comply with Medicare's widely accepted recordkeeping principles.</li> <li>Establishes a voluntary "Notification process" for providers to ensure payment for medical treatment that falls within the purview of the Medical Treatment Guidelines.</li> <li>Further information regarding the adopted amendments may be viewed at: <a href="https://www.colorado.gov/pacific/sites/default/files/Rule_16_2017.pdf">https://www.colorado.gov/pacific/sites/default/files/Rule_16_2017.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/17</li> </ul>
Notification and Prior Authorization	<ul style="list-style-type: none"> <li>The Colorado Department of Labor and Employment, Division of Workers' Compensation issued an Interpretive Bulletin which, among other things, clarifies the new Notification Rule (16-9) and amendments to the Prior Authorization Rule (16-10) that are effective on January 1, 2017.</li> <li>The Interpretive Bulletin may be viewed at <a href="https://www.colorado.gov/pacific/sites/default/files/Interpretive_Bulletin_Rules_16_and_18_2017_1.pdf">https://www.colorado.gov/pacific/sites/default/files/Interpretive_Bulletin_Rules_16_and_18_2017_1.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Interpretive Bulletin issued on 11/15/16.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/17</li> </ul>
Medical Fee Schedule	<ul style="list-style-type: none"> <li>The Colorado Department of Labor and Employment, Division of Workers' Compensation, adopted amendments to Rule 18, Medical Fee Schedule, which, among other things, adjust several conversion factors that are used to calculate reimbursement rates under the Resource-Based Relative Value Scale fee schedule.</li> <li>Further information regarding the adopted amendments may be viewed at: <a href="https://www.colorado.gov/pacific/sites/default/files/Rule_18_2017.pdf">https://www.colorado.gov/pacific/sites/default/files/Rule_18_2017.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
SB 16-217  Request to Change Authorized Treating Physician	<ul style="list-style-type: none"> <li>Enacted legislation which, among other things, amends the rules regarding an injured worker's written request to change an authorized treating physician.</li> <li>Further information regarding the enacted legislation may be viewed at: <a href="http://www.leg.state.co.us/clics/clics2016a/csl.nsf/fsbillcont3/764A77AEC379779C87257FAB00010AF1?open&amp;file=217_enr.pdf">http://www.leg.state.co.us/clics/clics2016a/csl.nsf/fsbillcont3/764A77AEC379779C87257FAB00010AF1?open&amp;file=217_enr.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Signed by the Governor on 6/10/16.</li> </ul>	<ul style="list-style-type: none"> <li>7/1/16</li> </ul>
<b>Connecticut</b>			
Official Practitioner Fee Schedule	<ul style="list-style-type: none"> <li>Memorandum issued which announces the 2016 Official Connecticut Practitioner Fee Schedule, which is effective for medical services rendered on or after 7/15/16, for all dates of injury, that are payable to health care providers authorized or permitted to render care under the Connecticut Workers' Compensation Act.</li> <li>The Memorandum may be viewed at: <a href="http://wcc.state.ct.us/memos/2016/2016-03.htm">http://wcc.state.ct.us/memos/2016/2016-03.htm</a></li> </ul>	<ul style="list-style-type: none"> <li>Memorandum issued on 7/6/16.</li> </ul>	<ul style="list-style-type: none"> <li>7/15/16</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
<b>Florida</b>			
Utilization and Reimbursement Disputes	<ul style="list-style-type: none"> <li>The Florida Department of Financial Services, Division of Workers' Compensation, held a workshop to discuss amendments to rules which govern the process for resolution of disputes between workers' compensation carriers and health care providers.</li> <li>Further information regarding the rule workshop may be viewed at: <a href="https://www.flrules.org/Gateway/View_notice.asp?id=17560606">https://www.flrules.org/Gateway/View_notice.asp?id=17560606</a></li> </ul>	<ul style="list-style-type: none"> <li>Rule workshop was held on 6/10/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Hospital Reimbursement Manual Ambulatory Surgical Centers Reimbursement Manual	<ul style="list-style-type: none"> <li>The Florida Department of Financial Services, Division of Workers' Compensation, held rule development hearings to discuss adoption of the draft of the 2016 Edition of the Florida Workers' Compensation Reimbursement Manual for Hospitals, and the draft of the 2016 Edition of the Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers.</li> <li>Further information regarding the draft of the 2016 Edition of the Florida Workers' Compensation Reimbursement Manual for Hospitals may be viewed at: <a href="http://www.myfloridacfo.com/Division/WC/pdf/Draft-69L-7.501-Workshop-2016HRM-08_22_2016.pdf">http://www.myfloridacfo.com/Division/WC/pdf/Draft-69L-7.501-Workshop-2016HRM-08_22_2016.pdf</a></li> <li>Further information regarding the draft of the 2016 Edition of the Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers may be viewed at: <a href="http://www.myfloridacfo.com/Division/WC/pdf/Draft-69L-7.100-Post-Workshop-2016ASCRM-08_15_2016.pdf">http://www.myfloridacfo.com/Division/WC/pdf/Draft-69L-7.100-Post-Workshop-2016ASCRM-08_15_2016.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Rule development hearings were held on 10/24/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Hawaii</b>			
Medical Fee Schedule	<ul style="list-style-type: none"> <li>Proposed rule amendments to the Medical Fee Schedule, which, among other things, implement recent legislation that allows physicians to submit workers' compensation treatment plans to employers by mail or facsimile to an address or facsimile number provided by the employer.</li> <li>Further information regarding the proposed rule amendments may be viewed at: <a href="https://labor.hawaii.gov/dcd/files/2016/10/PublicHrgWC2016.pdf">https://labor.hawaii.gov/dcd/files/2016/10/PublicHrgWC2016.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Public hearing was held on 1/17/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
HB 653 Independent Medical Examination	<ul style="list-style-type: none"> <li>Proposed legislation which, among other things, requires that a request for an independent medical examination be approved or denied by the Director of Labor and Industrial Relations within 14 days.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.capitol.hawaii.gov/session2015/bills/HB653_.pdf">http://www.capitol.hawaii.gov/session2015/bills/HB653_.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
SB 1174  Independent Medical Examination  Permanent Impairment Rating	Proposed legislation which: <ul style="list-style-type: none"> <li>Provides that an independent medical examination and permanent impairment rating examination shall be conducted by a qualified physician selected by the mutual agreement of the parties.</li> <li>Provides a process for appointment in the event that there is no mutual agreement.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.capitol.hawaii.gov/session2015/bills/SB1174_HD2_.pdf">http://www.capitol.hawaii.gov/session2015/bills/SB1174_HD2_.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Idaho</b>			
Medical and Facility Fee Schedules	<ul style="list-style-type: none"> <li>The Idaho Industrial Commission adopted rules which update the Medical and Facility Fee Schedules.</li> <li>Further information regarding the adopted rules may be viewed beginning on page 381 of the 10/7/2015 edition of the Idaho Administrative Bulletin at: <a href="https://adminrules.idaho.gov/bulletin/2015/10.pdf">https://adminrules.idaho.gov/bulletin/2015/10.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Approved by the 2016 Legislature.</li> </ul>	<ul style="list-style-type: none"> <li>7/1/16</li> </ul>
<b>Illinois</b>			
HB 4248  Fee Schedules and Medical Records	Proposed legislation which, among other things: <ul style="list-style-type: none"> <li>Reduces certain payments under fee schedules.</li> <li>Directs the Workers' Compensation Commission to draft rules which ensure health care providers have at least 15 business days to comply with records requested by employers and insurers for the authorization of the payment of workers' compensation claims.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.ilga.gov/legislation/99/HB/09900HB4248.htm">http://www.ilga.gov/legislation/99/HB/09900HB4248.htm</a></li> </ul>	<ul style="list-style-type: none"> <li>Referred to the House Rules Committee on 7/9/15.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Kansas</b>			
SB 167  AMA's Guides to the Evaluation of Permanent Impairment	<ul style="list-style-type: none"> <li>Proposed legislation which, among other things, repeals the requirement to use the 6th Edition of the AMA's Guides to the Evaluation of Permanent Impairment and reverts back to the requirement to use the 4th edition.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.kslegislature.org/li/b2015_16/measures/documents/sb167_00_0000.pdf">http://www.kslegislature.org/li/b2015_16/measures/documents/sb167_00_0000.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Kentucky</b>			
Physician Fee Schedule	<ul style="list-style-type: none"> <li>The Kentucky Department of Workers' Claims adopted the 2016 Physician Fee Schedule, effective 10/7/16.</li> <li>Further information regarding the Fee Schedule may be viewed at: <a href="http://www.labor.ky.gov/workersclaims/Pages/Department-of-Workers'-Claims.aspx">http://www.labor.ky.gov/workersclaims/Pages/Department-of-Workers'-Claims.aspx</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>10/7/16</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
<b>Louisiana</b>			
Medical Treatment Guidelines	<ul style="list-style-type: none"> <li>The office of Workers' Compensation Administration proposed amendments to certain portions of the Medical Treatment Guidelines regarding general guidelines principles for cervical spine injuries, low back pain, and chronic pain disorder.</li> <li>Further information regarding the proposed amendments may be viewed at: <a href="http://www.laworks.net/Downloads/OWC/NoticeOfIntent_RedLine.pdf">http://www.laworks.net/Downloads/OWC/NoticeOfIntent_RedLine.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Public hearing was held on 10/28/15.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
HB 725  Drug Formulary	<ul style="list-style-type: none"> <li>Proposed legislation that requires the Director of the Office of Workers' Compensation Administration to adopt the most recent version of the Workers' Compensation Formulary of the Official Disability Guidelines Appendix A, published by Work Loss Data Institute, as the closed pharmacy formulary for the treatment of injured workers by July 1, 2017.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.legis.la.gov/legis/ViewDocument.aspx?d=983063">http://www.legis.la.gov/legis/ViewDocument.aspx?d=983063</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Maine</b>			
Inpatient Fee Schedule	<ul style="list-style-type: none"> <li>The Maine Workers' Compensation Board updated its Inpatient Fee Schedule for dates of discharge on or after 10/1/16.</li> <li>Further information regarding the updated fee schedule may be viewed at: <a href="http://www.maine.gov/wcb/">http://www.maine.gov/wcb/</a></li> </ul>	<ul style="list-style-type: none"> <li>Updates adopted.</li> </ul>	<ul style="list-style-type: none"> <li>10/1/16</li> </ul>
LD 1646  Opioid Prescription Abuse Prevention	<p>Enacted legislation which, among other things:</p> <ul style="list-style-type: none"> <li>Limits prescribing of opioids to no more than 7 days for acute pain and 30 days for chronic pain, beginning in January 2017.</li> <li>Sets a cap on the strength of opioid prescriptions.</li> <li>Allows exemptions for cancer, palliative and end-of-life care.</li> <li>Further information regarding the enacted legislation may be viewed at: <a href="http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=SP0671&amp;item=4&amp;snum=127">http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=SP0671&amp;item=4&amp;snum=127</a></li> </ul>	<ul style="list-style-type: none"> <li>Signed by the Governor on 4/19/16.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/17</li> </ul>
<b>Massachusetts</b>			
Utilization Review	<ul style="list-style-type: none"> <li>The Massachusetts Department of Industrial Accidents, Office of Health Policy, proposed amendments to regulations governing utilization review and quality assessment.</li> <li>Further information regarding the proposed amendments may be viewed at: <a href="http://www.mass.gov/lwd/workers-compensation/publications/wc-announcements/452-cmr-600-reg-rev-2015.pdf">http://www.mass.gov/lwd/workers-compensation/publications/wc-announcements/452-cmr-600-reg-rev-2015.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Public hearing was held on 9/21/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

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<b>Minnesota</b>			
Independent Medical Examination Fees	<ul style="list-style-type: none"> <li>The Minnesota Department of Labor and Industry, Workers' Compensation Division, adopted an adjustment to Independent Medical Examination fees, effective for services on or after 10/1/16.</li> <li>Further information regarding the fees adjustment may be viewed at: <a href="http://www.dli.mn.gov/WC/HealthCareProv.asp">http://www.dli.mn.gov/WC/HealthCareProv.asp</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>10/1/16</li> </ul>
Medical Fee Schedule	<ul style="list-style-type: none"> <li>The Minnesota Department of Labor and Industry, Workers' Compensation Division, published a Notice advising that the workers' compensation relative value tables in the medical fee schedule have been updated to conform to the relative value tables found in the national physician fee schedule relative value file established by the Centers for Medicare and Medicaid Services ("CMS").</li> <li>The Notice may be viewed on page 143 of the August 8, 2016 edition of the Minnesota State Register at: <a href="http://www.comm.media.state.mn.us/bookstore/stateregister/41_6.pdf">http://www.comm.media.state.mn.us/bookstore/stateregister/41_6.pdf</a></li> <li>Further information on how to access the updated relative value tables may be viewed at: <a href="http://www.dli.mn.gov/WC/Pdf/steps2accessMedicareRVUtables_2016.pdf">http://www.dli.mn.gov/WC/Pdf/steps2accessMedicareRVUtables_2016.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Notice published in the Minnesota State Register.</li> </ul>	<ul style="list-style-type: none"> <li>10/1/16</li> </ul>
Medical Services and Fees	<ul style="list-style-type: none"> <li>The Minnesota Department of Labor and Industry, Workers' Compensation Division, published a Notice of Request For Comments On Possible Rules Governing Workers' Compensation Medical Services And Fees,</li> <li>The Notice may be viewed on page 1603 of the June 6, 2016 edition of the Minnesota State Register at: <a href="http://www.comm.media.state.mn.us/bookstore/stateregister/40_49.pdf">http://www.comm.media.state.mn.us/bookstore/stateregister/40_49.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Notice published in the Minnesota State Register.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Mississippi</b>			
Medical Fee Schedule	<ul style="list-style-type: none"> <li>The Mississippi Workers' Compensation Commission adopted amendments to the rules governing the Medical Fee Schedule.</li> <li>Further information regarding the adopted amendments may be viewed at: <a href="http://www.mwcc.state.ms.us/#/home">http://www.mwcc.state.ms.us/#/home</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>11/12/16</li> </ul>
<b>Montana</b>			
Utilization and Treatment Guidelines	<ul style="list-style-type: none"> <li>The Montana Department of Labor and Industry proposed an update to its shoulder injury treatment guideline, and proposed new guidelines for cumulative trauma conditions and Thoracic Outlet Syndrome, with a proposed effective date of 12/1/16.</li> <li>Further information regarding the proposed treatment guidelines may be viewed at: <a href="http://www.mtguidelines.com/MedPro/BrowseChapters.aspx?cps=MT">http://www.mtguidelines.com/MedPro/BrowseChapters.aspx?cps=MT</a></li> </ul>	<ul style="list-style-type: none"> <li>Public hearing was held on 9/23/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>



Legislation	Synopsis	Status & Last Action Date	Effective Date
Medical Service Fee Schedules	<ul style="list-style-type: none"> <li>The Montana Department of Labor and Industry adopted rules which amend the medical service fee schedules.</li> <li>Further information regarding the adopted rules may be viewed at: <a href="https://mtwcfeschedule.optum.com/overview.aspx">https://mtwcfeschedule.optum.com/overview.aspx</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>7/1/16</li> </ul>
<b>Nebraska</b>			
LB 429 Official Disability Guidelines (ODG)	<p>Proposed legislation which:</p> <ul style="list-style-type: none"> <li>Provides that any medical treatment done in accordance with the Work Loss Data Institute's Official Disability Guidelines is presumed to be reasonable and necessary, effective 1/1/16.</li> <li>Recommends that the Workers' Compensation Court update its medical treatment guidelines to conform to changes in the ODG.</li> <li>Allows a party to request an independent medical examination to resolve any dispute regarding the necessity or reasonableness of a proposed treatment.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.legislature.ne.gov/FloorDocs/104/PDF/Intro/LB429.pdf">http://www.legislature.ne.gov/FloorDocs/104/PDF/Intro/LB429.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
LB 1005 Prescription Drug Formulary	<ul style="list-style-type: none"> <li>Proposed legislation that adopts an evidence-based drug formulary for prescription drugs that are prescribed and dispensed for outpatient use in connection with workers' compensation claims with a date of injury on or after January 1, 2017.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB1005.pdf">http://nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB1005.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>New Hampshire</b>			
SB 3-FN Medical Fees	<ul style="list-style-type: none"> <li>Proposed legislation which establishes a process for reduction of workers' compensation medical paid costs to achieve savings under the workers' compensation law.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.gencourt.state.nh.us/legislation/amendments/2015-1065s.html">http://www.gencourt.state.nh.us/legislation/amendments/2015-1065s.html</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
SB45 Opioid Treatment Agreement	<ul style="list-style-type: none"> <li>Proposed legislation which requires an injured worker and his or her treating health care provider to enter into an opioid treatment agreement outlining the procedures for opioid use under workers' compensation.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.gencourt.state.nh.us/legislation/2015/SB0045.pdf">http://www.gencourt.state.nh.us/legislation/2015/SB0045.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Amended and died in the House Commerce Committee on 1/6/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
<b>New Jersey</b>			
Workers' Compensation Managed Care Organizations	<ul style="list-style-type: none"> <li>The New Jersey Department of Banking and Insurance proposed re-adoption with amendments of rules governing New Jersey Workers' Compensation Managed Care Organizations.</li> <li>Further information regarding the proposed rules re-adoption may be viewed in the June 20, 2016 edition of the New Jersey Register at: <a href="http://www.state.nj.us/oal/rules/accessp/">http://www.state.nj.us/oal/rules/accessp/</a></li> </ul>	<ul style="list-style-type: none"> <li>Comment period ended on 8/19/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
A3401  Electronic Medical Bills	<p>Enacted legislation that requires the Commissioner of Labor and Workforce Development to adopt rules and regulations, in consultation with the Department of Banking and Insurance, which:</p> <ul style="list-style-type: none"> <li>Requires healthcare providers or their electronic billing vendor to submit complete electronic medical bills for payment on standardized forms.</li> <li>Ensures confidentiality of medical information submitted on electronic claims for payment of medical services.</li> <li>Provides that payment for a complete electronic medical bill deemed by the employer, carrier, or the third-party administrator to be compensable shall be paid within 60 days or less.</li> <li>Further information regarding the enacted legislation may be viewed at: <a href="http://www.njleg.state.nj.us/2016/Bills/A3500/3401_U1.PDF">http://www.njleg.state.nj.us/2016/Bills/A3500/3401_U1.PDF</a></li> </ul>	<ul style="list-style-type: none"> <li>Signed by the Governor on 11/14/16.</li> </ul>	<ul style="list-style-type: none"> <li>11/14/16</li> </ul>
<b>New Mexico</b>			
Fee Schedule and Billing Instructions	<ul style="list-style-type: none"> <li>The New Mexico Workers' Compensation Administration proposed amendments to the New Mexico Fee Schedule and Billing Instructions.</li> <li>Further information regarding the proposed amendments may be viewed at: <a href="http://www.workerscomp.state.nm.us/pdf/proposed_fee_schedule_billing_instructions.pdf">http://www.workerscomp.state.nm.us/pdf/proposed_fee_schedule_billing_instructions.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Public hearing was held on 10/19/16. Comment period ended on 11/2/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Case Management Utilization Review	<ul style="list-style-type: none"> <li>Adopted rules which, among other things, amend the rules regarding case management and utilization review.</li> <li>Further information regarding the adopted rules may be viewed at: <a href="http://www.workerscomp.state.nm.us/pdf/rules/rule7.pdf">http://www.workerscomp.state.nm.us/pdf/rules/rule7.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>9/30/16</li> </ul>
HB 195  Medical Marijuana	<ul style="list-style-type: none"> <li>Proposed legislation that conditionally removes the requirement that cannabis be a reimbursable benefit after injury or disablement.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="https://www.nmlegis.gov/Sessions/16%20Regular/bills/house/Amendments_In_Context/HB0195.pdf">https://www.nmlegis.gov/Sessions/16%20Regular/bills/house/Amendments_In_Context/HB0195.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
<b>New York</b>			
Opioid Weaning	<ul style="list-style-type: none"> <li>The New York State Workers' Compensation Board announced a New Hearing Purpose for opioid weaning issues, whereby a hearing can now be scheduled to determine whether continuing opioid usage is necessary or whether weaning from opioids is recommended.</li> <li>The Announcement may be viewed at: <a href="http://www.wcb.ny.gov/content/main/SubjectNos/sn046_892.jsp">http://www.wcb.ny.gov/content/main/SubjectNos/sn046_892.jsp</a></li> </ul>	<ul style="list-style-type: none"> <li>Announcement issued on 10/31/16.</li> </ul>	<ul style="list-style-type: none"> <li>10/31/16</li> </ul>
Variances from Medical Treatment Guidelines Authorization for Medical Services	<ul style="list-style-type: none"> <li>Proposed regulations requiring use of an online medical portal to allow medical providers to submit requests for medical authorization and variances from medical treatment guidelines.</li> <li>Further information regarding the online medical portal may be viewed at: <a href="http://www.wcb.ny.gov/content/ebiz/medicalportal/overview.jsp">http://www.wcb.ny.gov/content/ebiz/medicalportal/overview.jsp</a></li> <li>Further information regarding the proposed regulations on variances may be viewed at: <a href="http://www.wcb.ny.gov/content/main/wclaws/Proposed/Part324_3_text.jsp">http://www.wcb.ny.gov/content/main/wclaws/Proposed/Part324_3_text.jsp</a></li> <li>Further information regarding the proposed regulations on medical authorization may be viewed at: <a href="http://www.wcb.ny.gov/content/main/wclaws/Proposed/Part325_1_4.jsp">http://www.wcb.ny.gov/content/main/wclaws/Proposed/Part325_1_4.jsp</a></li> </ul>	<ul style="list-style-type: none"> <li>Proposed regulations expired on 11/9/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
A1670 Occupational Therapy Assistant	<ul style="list-style-type: none"> <li>Proposed legislation which authorizes treatment of workers' compensation injuries by an occupational therapy assistant.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A01670&amp;term=2015&amp;Summary=Y&amp;Text=Y">http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A01670&amp;term=2015&amp;Summary=Y&amp;Text=Y</a></li> </ul>	<ul style="list-style-type: none"> <li>Referred to the Assembly Committee on Rules on 6/6/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
A 2462 Acupuncture	<ul style="list-style-type: none"> <li>Passed legislation which authorizes the care and treatment of injured employees by licensed or certified acupuncturists under the workers' compensation program.</li> <li>Further information regarding the passed legislation may be viewed at: <a href="http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A02462&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y">http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A02462&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y</a></li> </ul>	<ul style="list-style-type: none"> <li>Vetoed by the Governor on 9/29/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
A 4087 Massage Therapy	<ul style="list-style-type: none"> <li>Proposed legislation which authorizes certain care and treatment of injured employees receiving workers' compensation benefits relating to massage therapy services.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A04087&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y">http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A04087&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y</a></li> </ul>	<ul style="list-style-type: none"> <li>Amended and recommitted to the Assembly Committee on Labor on 5/17/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
A 5724 Social Worker Treatment	<ul style="list-style-type: none"> <li>Proposed legislation which authorizes the care and treatment of injured employees by duly licensed social workers under the workers' compensation program.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A05724&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y">http://assembly.state.ny.us/leg/?default_fld=&amp;bn=A05724&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y</a></li> </ul>	<ul style="list-style-type: none"> <li>Referred to the Assembly Committee on Labor on 1/6/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
A 10727  Initial Opioid Prescriptions	<ul style="list-style-type: none"> <li>Enacted legislation which, among other things, limits initial opioid prescriptions from 30-day supplies to 7-day supplies.</li> <li>Further information regarding the enacted legislation may be viewed at: <a href="http://assembly.state.ny.us/leg/?default_fld=&amp;leg_video=&amp;bn=A10727&amp;term=&amp;Summary=Y&amp;Actions=Y&amp;Memo=Y">http://assembly.state.ny.us/leg/?default_fld=&amp;leg_video=&amp;bn=A10727&amp;term=&amp;Summary=Y&amp;Actions=Y&amp;Memo=Y</a></li> </ul>	<ul style="list-style-type: none"> <li>Signed by the Governor on 6/22/16.</li> </ul>	<ul style="list-style-type: none"> <li>7/22/16</li> </ul>
S 2874  Chiropractic Care	<ul style="list-style-type: none"> <li>Proposed legislation which requires the availability of and reimbursement for chiropractic care under the workers' compensation law to be provided on the same basis as care by a physician under such law.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://assembly.state.ny.us/leg/?default_fld=&amp;bn=S02874&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y">http://assembly.state.ny.us/leg/?default_fld=&amp;bn=S02874&amp;term=2015&amp;Summary=Y&amp;Actions=Y&amp;Text=Y</a></li> </ul>	<ul style="list-style-type: none"> <li>Amended and recommitted to the Senate Committee on Labor on 6/7/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>North Carolina</b>			
Electronic Filing	<ul style="list-style-type: none"> <li>Proposed rule which mandates, in most cases, electronic filing of workers' compensation documents and forms to the North Carolina Industrial Commission ("Commission"), including Form 25N, <i>Notice to the Commission of Assignment of Rehabilitation Professional</i>, via the Commission's Electronic Document Filing Portal ("EDFP").</li> <li>Further information regarding the proposed rule may be viewed at: <a href="http://www.ic.nc.gov/proposedNCICAmend0108Notice-101716.pdf">http://www.ic.nc.gov/proposedNCICAmend0108Notice-101716.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Public hearing was held on 11/18/16. Comment period ends on 12/16/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Ohio</b>			
Hospital Inpatient Reimbursement Rule Hospital Outpatient Reimbursement Rule Professional Provider Medical Services Fee Schedule Ambulatory Surgical Center Fee Schedule	<ul style="list-style-type: none"> <li>Adopted rules that amend various reimbursement rates and fee schedules.</li> <li>Further information regarding the adopted rules may be viewed at: <a href="https://www.bwc.ohio.gov/provider/services/FeeSchedules.asp">https://www.bwc.ohio.gov/provider/services/FeeSchedules.asp</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/17 for the Professional Provider Medical Services</li> <li>2/1/17 for the Hospital Inpatient</li> <li>5/1/17 for the Ambulatory Surgical Center and Hospital Outpatient</li> </ul>
Prescription Reimbursement Rules	<ul style="list-style-type: none"> <li>The Ohio Bureau of Workers' Compensation is proposing to amend the agency's prescription reimbursement model to better reflect pricing in the current marketplace, revise coverage and reimbursement of compounded prescriptions and implement coverage changes to various formulary medications.</li> <li>Further information regarding the proposed amendments may be viewed at: <a href="http://www.registerofohio.state.oh.us/pdfs/phn/4123_NO_304786_20161017_1428.pdf">http://www.registerofohio.state.oh.us/pdfs/phn/4123_NO_304786_20161017_1428.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Public hearing was held on 11/21/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
Opioid Prescribing Rules	<ul style="list-style-type: none"> <li>The Ohio Bureau of Workers' Compensation adopted new opioid prescribing rules, effective October 1, 2016 for claims with a date of injury on or after September 1, 2016 and for all claims on or after January 1, 2017.</li> <li>Further information regarding the adopted rules may be viewed at: <a href="http://www.registerofohio.state.oh.us/pdfs/phn/4123_NO_299939_20160713_0821.pdf">http://www.registerofohio.state.oh.us/pdfs/phn/4123_NO_299939_20160713_0821.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>10/1/16</li> </ul>
<b>Oklahoma</b>			
Closed Formulary Appeals Testing for Controlled Substances	<ul style="list-style-type: none"> <li>The Oklahoma Workers' Compensation Commission adopted rules, which among other things, establish an appeals process when drugs are excluded by the state's closed formulary, and limit the number of drug tests allowed for patients using controlled substances.</li> <li>Further information regarding the adopted rules may be viewed in the Volume 33, Number 24, September 1st edition of the Oklahoma Register at: <a href="http://www.oar.state.ok.us/oar/codedoc02.nsf/frmMain?OpenFrameSet&amp;Frame=Main&amp;Src=75tnm2shfcdnm8pb4dthj0chedppmcbg8dtmmak31ctijurgcln50ob7ckj42tbkdt374obdcli00">http://www.oar.state.ok.us/oar/codedoc02.nsf/frmMain?OpenFrameSet&amp;Frame=Main&amp;Src=75tnm2shfcdnm8pb4dthj0chedppmcbg8dtmmak31ctijurgcln50ob7ckj42tbkdt374obdcli00</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted on 6/9/16.</li> </ul>	<ul style="list-style-type: none"> <li>9/12/16</li> </ul>
<b>Oregon</b>			
HB 4052  Medical Services	<p>Proposed legislation which, among other things:</p> <ul style="list-style-type: none"> <li>Prohibits employer or insurer from requiring injured worker to obtain nonemergency medical services from specific provider, unless employer or insurer has a managed care organization contract.</li> <li>Requires employer to provide injured worker with written notice of medical treatment rights in a workers' compensation claim.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="https://olis.leg.state.or.us/liz/2016R1/Downloads/MeasureDocument/HB4052/Introduced">https://olis.leg.state.or.us/liz/2016R1/Downloads/MeasureDocument/HB4052/Introduced</a></li> </ul>	<ul style="list-style-type: none"> <li>Died at the end of the 2016 Legislative Session.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Pennsylvania</b>			
HB 1800  Medical Treatment Guidelines	<ul style="list-style-type: none"> <li>Proposed legislation that requires the Pennsylvania Department of Labor &amp; Industry to adopt nationally recognized, evidence-based treatment guidelines after consulting with a committee of medical providers.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.legis.state.pa.us/CFDOCS/Legis/PN/Public/btCheck.cfm?txtType=PDF&amp;sessYr=2015&amp;sessInd=0&amp;billBody=H&amp;billTyp=B&amp;billNbr=1800&amp;pn=2681">http://www.legis.state.pa.us/CFDOCS/Legis/PN/Public/btCheck.cfm?txtType=PDF&amp;sessYr=2015&amp;sessInd=0&amp;billBody=H&amp;billTyp=B&amp;billNbr=1800&amp;pn=2681</a></li> </ul>	<ul style="list-style-type: none"> <li>Referred to the House Labor and Industry Committee on 12/18/15.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
HB 467  Direction of Care	<ul style="list-style-type: none"> <li>Proposed legislation which allows employers to establish coordinated care organizations and require workers' compensation claimants to treat within those networks for the duration of the injury.</li> <li>Further information regarding the proposed legislation may be viewed at: <a href="http://www.legis.state.pa.us/CFDOCS/Legis/PN/Public/btCheck.cfm?txtType=HTM&amp;sessYr=2015&amp;sessInd=0&amp;billBody=H&amp;billTyp=B&amp;billNbr=0467&amp;pn=0512">http://www.legis.state.pa.us/CFDOCS/Legis/PN/Public/btCheck.cfm?txtType=HTM&amp;sessYr=2015&amp;sessInd=0&amp;billBody=H&amp;billTyp=B&amp;billNbr=0467&amp;pn=0512</a></li> </ul>	<ul style="list-style-type: none"> <li>Referred to House Committee on Labor and Industry on 2/12/15.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
<b>Rhode Island</b>			
Medical and Hospital Fee Schedules	<ul style="list-style-type: none"> <li>The Rhode Island Department of Labor and Training, Division of Workers' Compensation, announced that the 2016 Medical and Hospital Fee Schedules have been published.</li> <li>Further information regarding the 2016 Fee Schedules may be viewed at: <a href="https://www.risingms.com/services/data-fee-schedules/ri-workers-compensation-medical-fee-schedule/">https://www.risingms.com/services/data-fee-schedules/ri-workers-compensation-medical-fee-schedule/</a></li> </ul>	<ul style="list-style-type: none"> <li>Fee Schedules published.</li> </ul>	<ul style="list-style-type: none"> <li>7/15/16 for the Medical Fee Schedule</li> <li>7/1/16 for the Hospital Fee Schedule</li> </ul>
<b>South Carolina</b>			
Medical Services Provider Manual	<ul style="list-style-type: none"> <li>The South Carolina Workers' Compensation Commission adopted amendments to its medical fee schedule, the Medical Services Provider Manual.</li> <li>Further information regarding the adopted amendments may be viewed at: <a href="http://www.wcc.sc.gov/Documents/What%27s%20New/Medical%20Services%20Notices/MSPM%20Notice%20of%20Proposed%20Changes%207-19-16.pdf">http://www.wcc.sc.gov/Documents/What%27s%20New/Medical%20Services%20Notices/MSPM%20Notice%20of%20Proposed%20Changes%207-19-16.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Comment period ended on 7/29/16.</li> </ul>	<ul style="list-style-type: none"> <li>9/1/16</li> </ul>
<b>Tennessee</b>			
Medical Treatment Guidelines and Prescription Formulary	<ul style="list-style-type: none"> <li>Adopted rules which establish medical treatment guidelines based on Work Loss Data Institute's Official Disability Guidelines ("ODG"), effective 2/28/16. ODG's drug formulary is also adopted with a phased in schedule of effective dates.</li> <li>The formulary is effective on 8/28/16 for claims with a date of injury on or after 1/1/16 and for new medication prescriptions for claims with a date of injury prior to 1/1/16.</li> <li>The formulary is effective on 2/28/17 for refill prescriptions and medications being used for claims with a date of injury prior to 1/1/16.</li> <li>Further information regarding the adopted rules may be viewed at: <a href="http://share.tn.gov/sos/rules_filings/11-14-15.pdf">http://share.tn.gov/sos/rules_filings/11-14-15.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Approved by the Legislative Committee on Government Operations.</li> </ul>	<ul style="list-style-type: none"> <li>Various</li> </ul>
Utilization Review	<ul style="list-style-type: none"> <li>Adopted rules which align the Tennessee Bureau of Workers' Compensation's rules on utilization review with the same language contained in state statutes.</li> <li>Further information regarding the adopted rules may be viewed at: <a href="http://share.tn.gov/sos/rules_filings/10-25-16.pdf">http://share.tn.gov/sos/rules_filings/10-25-16.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Filed with the Secretary of State on 10/31/16.</li> </ul>	<ul style="list-style-type: none"> <li>1/29/17</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
Case Management	<p>Adopted rules regarding case management under the workers' compensation system, which, among other things:</p> <ul style="list-style-type: none"> <li>Require new registration and continuing education requirements for case managers.</li> <li>Allow case manager assistants to provide services, under the supervision of a registered case manager, during a two-year training period leading to registration as a case manager.</li> <li>Stipulate a list of actions that are prohibited for a case manager, and for which they would face a fine of up to \$500 per action.</li> <li>Introduce a set of guidelines under which employers and insurers are encouraged to provide case management services.</li> <li>Further information regarding the proposed rules may be viewed at: <a href="http://share.tn.gov/sos/rules_filings/03-26-15.pdf">http://share.tn.gov/sos/rules_filings/03-26-15.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Filed with the Department of State on 5/31/16.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/17</li> </ul>
SB1880 Case Management	<p>Enacted legislation which, among other things:</p> <ul style="list-style-type: none"> <li>Requires case managers who coordinate medical services to claimants and case manager assistants to receive certification by the Bureau of Workers' Compensation.</li> <li>Provides the Bureau of Workers' Compensation authority to establish minimum standards for professional practice, and adopt procedures for case managers and assistants to receive certification.</li> <li>Further information regarding the enacted legislation may be viewed at: <a href="http://share.tn.gov/sos/acts/109/pub/pc0803.pdf">http://share.tn.gov/sos/acts/109/pub/pc0803.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Signed by the Governor on 4/14/16.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/17</li> </ul>
<b>Texas</b>			
Medical Fee Guidelines	<ul style="list-style-type: none"> <li>The Texas Department of Insurance, Division of Workers' Compensation, adopted non-substantive amendments concerning medical fee guidelines which reorganize certain existing sections for workers' compensation specific codes, services, and programs provided on or after September 1, 2016.</li> <li>Further information regarding the adopted amendments may be viewed at: <a href="http://www.tdi.texas.gov/wc/rules/adopted/documents/ao1340616.pdf">http://www.tdi.texas.gov/wc/rules/adopted/documents/ao1340616.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted on 6/17/16.</li> </ul>	<ul style="list-style-type: none"> <li>9/1/16</li> </ul>
<b>Utah</b>			
Medical Fees	<ul style="list-style-type: none"> <li>Proposed amendments which adjust the conversion factors related to the practice of anesthesiology.</li> <li>Further information regarding the proposed amendments may be viewed beginning on page 61 of the Utah State Bulletin at: <a href="http://www.rules.utah.gov/publicat/bull_pdf/2016/b20161015.pdf">http://www.rules.utah.gov/publicat/bull_pdf/2016/b20161015.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Comment period ended on 11/15/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>

Legislation	Synopsis	Status & Last Action Date	Effective Date
Chronic Pain Treatment Guidelines for Advanced Practice Registered Nurses	<ul style="list-style-type: none"> <li>Proposed rule which requires advanced practice registered nurses who treat injured workers and prescribe Schedule II controlled substances for chronic pain to follow the provisions of the "Model Policy on the Use of Opioid Analgesics in the Treatment of Chronic Pain," July 2013, adopted by the Federation of State Medical Boards, which is incorporated by reference.</li> <li>Further information regarding the proposed rule may be viewed beginning on page 61 of the November 15, 2016 edition of the Utah State Bulletin at: <a href="http://www.rules.utah.gov/publicat/bull_pdf/2016/b20161115.pdf">http://www.rules.utah.gov/publicat/bull_pdf/2016/b20161115.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Comment period ended on 11/15/16.</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Vermont</b>			
Prescribing Opioids for Chronic Pain	<ul style="list-style-type: none"> <li>The Vermont Department of Labor, Workers' Compensation Division, adopted rules which require that medical providers who prescribe opioid medications to an injured worker for chronic pain resulting from a compensable work-related injury must comply in all respects with the <b>Rule Governing the Prescribing of Opioids for Chronic Pain</b> by the Vermont Department of Health.</li> <li>Further information regarding the adopted rules may be viewed at: <a href="http://labor.vermont.gov/wordpress/wp-content/uploads/OpiateRuleProposed.pdf">http://labor.vermont.gov/wordpress/wp-content/uploads/OpiateRuleProposed.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted.</li> </ul>	<ul style="list-style-type: none"> <li>11/1/16</li> </ul>
<b>Virginia</b>			
HB 378  Fee Schedules	<ul style="list-style-type: none"> <li>Enacted legislation that, among other things, directs the Workers' Compensation Commission to adopt regulations establishing fee schedules for medical services provided to an injured person, in the absence of a contract with the provider to accept a specified fee.</li> <li>Further information regarding the enacted legislation may be viewed at: <a href="http://lis.virginia.gov/cgi-bin/legp604.exe?ses=161&amp;typ=bil&amp;val=hb378&amp;submit=GO">http://lis.virginia.gov/cgi-bin/legp604.exe?ses=161&amp;typ=bil&amp;val=hb378&amp;submit=GO</a></li> </ul>	<ul style="list-style-type: none"> <li>Signed by the Governor on 3/7/16.</li> </ul>	<ul style="list-style-type: none"> <li>1/1/18</li> </ul>
<b>Washington</b>			
Medical Aid Rules	<ul style="list-style-type: none"> <li>Adopted rule amendments that update the conversion factors for calculating reimbursement rates for most professional health care and anesthesia services.</li> <li>Further information regarding the adopted rule amendments may be viewed at: <a href="http://www.lni.wa.gov/rules/AO15/21/1521Adoption.pdf">http://www.lni.wa.gov/rules/AO15/21/1521Adoption.pdf</a></li> </ul>	<ul style="list-style-type: none"> <li>Adopted on 5/3/16.</li> </ul>	<ul style="list-style-type: none"> <li>7/1/16</li> </ul>

*This document is presented for informational purposes only. The information contained herein highlights several legislative and regulatory developments and is not intended to represent these developments in their entirety or the entirety of legislative and regulatory developments in the area of workers' compensation law throughout the fifty states. Neither the document nor the information contained herein is intended to be construed as legal advice and should not be considered legal advice. Readers should refer to the full text of the legislation or regulation for additional information and consult with their legal professional(s) regarding the applicability of these laws and regulations to their business operations. This report may not be reproduced, distributed, or copied without the prior written consent of AIG.*