

# Workers' Comp Regulatory Activity

September 15, 2020 – November 1, 2020

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## ARIZONA

**Reg ID:** AZ57795

**Issues:** Workers' Compensation Provider Fee Schedule

**Summaries:** The Commission adopted the 2020-2021 physicians' and pharmaceutical fee schedule. The amendments provide clarification that any reference to "healthcare providers" in the fee schedule is meant to include all licensed professionals whose scope of practice allows them to legally provide services to injured workers. The amendments continue that "physician," in relation to workers' compensation cases, includes "doctors of medicine, doctors of osteopathy, doctors of podiatric medicine, doctors of chiropractic, doctors of naturopathic medicine, certified registered nurse anesthetologists, physician assistants and nurse practitioners."

The amendments add codes U0001 and U0002, which are related to laboratory testing for infection of SARS-CoV2/2019-nCoV (COVID-19). The amendments add further codes for virtual check-ins, among other changes.

**What Just Happened:** The Commission published notice of the proposed fee schedule on its website.

**Links:**

- [Notice of Exempt Rulemaking \(doc. p. 2119\)](#)
- [Proposed Fee Schedule](#)
- [Public Notice](#)

## CALIFORNIA

**Reg ID:** CA59674

**Issues:** Workers' Compensation Utilization Review

**Summaries:** Evidence-Based Updates to the Medical Treatment Utilization Schedule. The Department adopted evidence-based updates to the medical treatment utilization schedule (MTUS). The amendments incorporate by reference the latest published guideline from American College of Occupational and Environmental Medicine (ACOEM) for the following Antiemetics Guideline (ACOEM March 27, 2020). This section contains the guideline for the use of antiemetic drugs. Antiemetic drugs are administered to prevent and treat nausea and vomiting during the perioperative period as well as from other causes. The MTUS regulations are exempt from Labor Code sections 5307.3 and 5307.4.

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**What Just Happened:** The final rule was approved and is effective 10/26/2020.

**Links:**

- [Final Rule Notice](#)
- [Rule Notice](#)

## MINNESOTA

**Reg ID:** MN60546

**Issues:** Workers' Compensation Provider Fee Schedule

**Summaries:** The Department adopted final exempt amendments to a rule related to the 2020 Adjustments to Relative Value Fee Schedule Conversion Factors. The amendments update the conversion factors for dates of service from 10/1/2020 to 9/30/2021. The amendments outline the conversion factors as follows:

- (a) for medical/surgical services identified by procedure codes described in part 5221.4030, subpart 3: \$70.86;
- (b) for pathology and laboratory services identified by procedure codes described in part 5221.4040, subpart 3: \$60.10;
- (c) for physical medicine and rehabilitation services identified by procedure codes described in part 5221.4050, subpart 2d: \$58.68; and
- (d) for chiropractic services identified by procedure codes described in part 5221.4060, subpart 2d: \$50.70."

The amendments state that the changes to part 5221.4020, subpart 1b, are effective for services provided on or after 10/1/2020.

**What Just Happened:** The Department published notice of the final exempt rule in the Minnesota State Register. The rule has an effective date of 9/21/2020.

**Links:** [Notice of Final Exempt Rule \(redlined version\) \(doc. p. 302\)](#)

## SOUTH DAKOTA

**Reg ID:** SD58490

**Issues:** Workers' Compensation Provider Fee Schedule

**Summaries:** The Division adopted rule amendments which update the rules governing workers' compensation provider fee schedules. The adopted amendments apply to healthcare providers that seek reimbursement for services rendered to individuals receiving workers' compensation.


47:03:05:01: The rule amendments add the following terms to the rule definition section: 1) "relative values for physicians"; and 2) "relative values for dentists."

47:03:05:02: The rule amendments update the reference for relative values for physicians.

**What Just Happened:** The Division published notice of the final rule in the South Dakota Register. The rule is effective 10/14/2020.

**Links:**

- [Notice of Final Rule \(doc p. 42\)](#)
- [Adopted Rule](#)
- [Rulemaking Page](#)
- [Public Hearing Notice](#)
- [Notice of Proposed Rule](#)
- [Proposed Rule](#)



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