

**TITLE 810. OKLAHOMA WORKERS' COMPENSATION COMMISSION  
CHAPTER 15. MEDICAL SERVICES**

**RULEMAKING ACTION:**

Notice of proposed PERMANENT rulemaking

**PROPOSED RULES:**

Subchapter 1. General Provisions

810:15-1-2. [AMENDED]

Subchapter 3. Workers' Compensation Fee Schedule

810:15-3-2. [AMENDED]

810:15-3-3. [NEW]

810:15-3-4. [NEW]

Subchapter 5. Pharmaceutical Benefits

810:15-5-3. [AMENDED]

Subchapter 7. Treatment Guidelines

810:15-7-2. [NEW]

Subchapter 9. Independent Medical Examiners

810:15-9-5. [AMENDED]

**SUMMARY:**

The proposed rule amendments would modify procedures and standards governing medical matters over which the Commission has responsibility under the Administrative Workers Compensation Act, 85A O.S. §§ 1 et seq. The proposed amendments to the 2012 Workers' Compensation Fee Schedule include reimbursement for Advanced Practice Registered Nurses and drug screen testing for chronic pain management, sets the reimbursement rate for evaluation and management medical services to 150% of the Medicare Fee Schedule in compliance with 85A O.S. §50, provides an appeals process for drugs excluded from the closed formulary, and increases the allowable advance payment for Independent Medical Examiner depositions.

**AUTHORITY:**

Workers' Compensation Commission; 85A O.S. §§ 1 et seq.

**COMMENT PERIOD:**

Persons may submit written comments through February 16, 2016, to Lindsey Christopher at 1915 N. Stiles, Oklahoma City, OK 73105, or by email to [rules@wcc.ok.gov](mailto:rules@wcc.ok.gov).

**PUBLIC HEARING:**

A public hearing will be held at 1:30 p.m. on Thursday, February 18, 2016 in Commission Chambers on the 2<sup>nd</sup> floor of the Denver N. Davison Building, 1915 N. Stiles Avenue, Oklahoma City, Oklahoma.

Interested parties must sign in at the door.

**REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:**

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to Lindsey Christopher at the above address on or before February 16, 2016.

**COPIES OF PROPOSED RULES:**

Copies of the proposed rules may be obtained from the Workers' Compensation Commission, 1915 N. Stiles, Suite 231, Oklahoma City, OK 73105. Copies of proposed rules may be obtained at a cost of 10 cents per page. The proposed rules are also available at <http://www.ok.gov/wcc>.

**RULE IMPACT STATEMENT:**

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the Workers' Compensation Commission at the above address beginning January 29, 2016.

**CONTACT PERSON:**

Lindsey Christopher, Commission Counsel, 405-522-0057, [lindsey.christopher@wcc.ok.gov](mailto:lindsey.christopher@wcc.ok.gov)