Agency Name: Workers' Compensation Commission

Statutory Authority: 42-15-90

Document Number: 4188

Proposed in State Register Volume and Issue: 35/6

House Committee: Labor, Commerce and Industry Committee

Senate Committee: Judiciary Committee

Status: Withdrawn

Subject: Maximum Allowable Payments to Medical Practitioners

History: 4188

By Date Action Description Jt. Res. No. Expiration Date

- 06/24/2011 Proposed Reg Published in SR

- 01/10/2012 Received by Lt. Gov & Speaker 05/09/2012

H 01/10/2012 Referred to Committee

S 01/10/2012 Referred to Committee

- 03/19/2012 Agency Withdrawal

120 Day Period Tolled

- 03/19/2012 Permanently Withdrawn

Document No. 4188

**WORKERS’ COMPENSATION COMMISSION**

CHAPTER 67

Statutory Authority: 1976 Code Section 42-15-90

67-1302. Maximum Allowable Payments to Medical Practitioners

**Synopsis:**

The South Carolina Workers’ Compensation Commission proposes to amend Regulation 67-1302(A). The Notice of Drafting regarding this regulation was published on March 25, 2011 in the *State Register*. The language of the proposed change, notice of comment period and notice of August 15, 2011 public hearing was published in the *State Register* on June 24, 2011. The Commission held a public hearing regarding the proposed regulation on August 15, 2011. On September 12, 2011, the Commission voted to approve the proposed changes to R.67-1302. Under R.67-1302(A), the Commission is limited to using a relative value scale and a single conversion factor when establishing maximum allowable payments for medical services provided by medical practitioners. The proposed amendment will remove the phrase from R.67-1302(A) relating to the relative value scale and the conversion factor to allow the Commission additional options for considering different methodologies for calculating the maximum allowable payments for medical services provided by medical practitioners. Also, R.67-1302(A)(2) is deleted.

**Instructions:** The following section of R.67-1302 is modified as provided below. All other items and sections remain unchanged.

~~Indicates Matter Stricken~~

Indicates New Matter

**Text:**

67-1302. Maximum Allowable Payments to Medical Practitioners.

A. The Commission shall establish maximum allowable payments for medical services provided by medical practitioners. ~~based on a relative value scale and a conversion factor set by the Commission.~~

~~(1)~~ The maximum allowable payments and any policies governing the billing and payment of services provided by medical practitioners shall be published in a medical services provider manual.

~~(2) The Commission may review and update the relative values and/or the conversion factor as needed.~~

**Fiscal Impact Statement:**

The fiscal impact of the proposed changes to this regulation is $0.

**Statement of Rationale:**

The Commission is proposing to amend regulation R.67-1302(A) to remove the limitation of using a relative value scale and one conversion factor. Under R.67-1302(A), the Commission is limited to using a relative value scale and a single conversion factor when establishing maximum allowable payments for medical services provided by medical practitioners. The proposed amendment will remove the phrase from R.67-1302(A) relating to the relative value scale and the conversion factor to allow the Commission additional options for considering different methodologies for calculating the maximum allowable payments for medical services provided by medical practitioners. Also, R.67-1302(A)(2) is deleted.