

Open Meeting
September 22, 2016
2:30 – 2:40 pm

Commission Personnel Attending:

Jacson Maughan, Acting Commissioner

Sara Danielson, Administration

Heather Gunnarson, Adjudication Division Director, Presiding Law Judge

Ron Dressler, Industrial Accident Division Director

Maggie Armstrong, Industrial Accident Division Secretary

Others Attending:

Jennifer Anderson, UBIC

Dennis Lloyd, WCF

David Tolk, RBMN

Open Meeting Convened:

Acting Commissioner Maughan convened the meeting at 2:30 pm.

Business Items:

Acting Commissioner Maughan asked Heather Gunnarson and Ron Dressler to present the rule changes.

R602-2-4 Attorney Fees

Heather explained that the proposed rule change is to the Attorney Fee Rule. The rule is being deleted due to the Utah Supreme Court Decision in Injured Worker Association of Utah v. Utah, 2016 UT 21. This rule was deleted temporarily under the emergency rule making provisions. This change deletes the rule permanently.

There was no public comment to this rule change.

R612-200-2 Attorney Fees

Ron explained that the proposed rule change is to the Attorney Fee Rule. The rule is being deleted due to the Utah Supreme Court Decision in Injured Worker Association of Utah v. Utah, 2016 UT 21. This rule was deleted temporarily under the emergency rule making provisions. This change deletes the rule permanently.

There was no public comment to this rule change.

R612-300-4 Medical Fees

Ron explained that this rule change was to update the RBRVS and CPT Codes to the most current and to raise the conversion factor for anesthesiology from \$53 to \$57 per unit.

There was no public comment to this rule change.

R612-300-8 Travel Expenses

Ron explained that this rule change corrects an inadvertent change that happened in 2013 with a reorganization of the Industrial Accident Rules. This change allows for travel expenses to be reimbursed regardless of whether an individual traveling in town or out of town.

There was no public comment to this rule change.

R612-500 Reemployment

Ron explained that the statute that authorized this rule was allowed to sunset several years ago. Therefore this change removes this rule in its entirety.

There was no public comment to this rule change.

R612-300-14 Nurse Practitioners

Ron explained that SB58 required the Labor Commission to establish a rule regarding Nurse Practitioners who prescribe Schedule II controlled substances. This rule establishes that a Nurse Practitioner that prescribes these substances is subject to the requirements of “R156: Commerce, Occupational and Professional Licensing,” which incorporates by reference the “Model Policy on the Use of Opioid Analgesics in the Treatment of Chronic Pain.”

There was no public comment to this rule change.

R612-400-5 Premium Rates

Ron explained that this rule change will establish the premium assessment rates for the UEF at .25% and for the ERF at 3.0% for the calendar year 2017.

There was no public comment to this rule change.

Meeting Adjourned at 2:40 pm