

PROPOSED CONFERENCE REPORT NO. 1
SEPTEMBER 9, 2003

AMENDED IN ASSEMBLY JULY 14, 2003

AMENDED IN ASSEMBLY JUNE 16, 2003

AMENDED IN SENATE MAY 5, 2003

AMENDED IN SENATE APRIL 21, 2003

SENATE BILL

No. 1071

Introduced by Senator Vincent

March 11, 2003

An act to amend Section 5307.11 of the Labor Code, relating to workers' compensation.

LEGISLATIVE COUNSEL'S DIGEST

SB 1071, as amended, Vincent. *Workers' compensation: official medical fees.*

Existing workers' compensation law generally requires employers to secure the payment of workers' compensation, including medical treatment, for injuries incurred by their employees that arise out of or in the course of employment.

~~This bill would state the intent of the Legislature to improve the workers' compensation system by promoting the efficient delivery of high quality appropriate medical care.~~

Existing law requires the Administrative Director of the Division of Workers' Compensation to adopt and revise, no less frequently than biennially, an official medical fee schedule that establishes reasonable

maximum fees paid for medical services through the workers' compensation system.

Existing law authorizes a health care provider or licensed health facility and a contracting agent, as defined, employer, or carrier to contract for reimbursement rates that are different from the official medical fee schedule.

This bill would authorize a diagnostic or other medical imaging center and an agent acting on behalf of a contracting agent, employer, or carrier, to contract for reimbursement rates different from those in the medical fee schedule.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. It is the intent of the Legislature to improve the~~
2 ~~workers' compensation system by promoting the efficient delivery~~
3 ~~of high-quality appropriate medical care.~~

4 SECTION 1. Section 5307.11 of the Labor Code is amended
5 to read:

6 5307.11. A health care provider ~~or~~, health facility licensed
7 pursuant to Section 1250 of the Health and Safety Code, *or a*
8 *diagnostic or other medical imaging center*, and a contracting
9 agent, employer, ~~or~~ carrier, *or an agent acting on behalf of a*
10 *contracting agent, employer, or carrier*, may contract for
11 reimbursement rates different from those in the fee schedule
12 adopted and revised pursuant to Section 5307.1. When a health
13 care provider ~~or~~, health facility licensed pursuant to Section 1250
14 of the Health and Safety Code, *or a diagnostic or other medical*
15 *imaging center*, and a contracting agent, employer, ~~or~~ carrier, *or*
16 *an agent acting on behalf of a contracting agent, employer, or*
17 *carrier*, contract for reimbursement rates different from those in
18 the fee schedule, the medical fee schedule for that health care
19 provider ~~or~~, health facility licensed pursuant to Section 1250 of the
20 Health and Safety Code, *or diagnostic or other medical imaging*
21 *center*, shall not apply to the contracted reimbursement rates.
22 Except as provided in subdivision (b) of Section 5307.1, the
23 official medical fee schedule shall establish maximum
24 reimbursement rates for all medical services for injuries subject to
25 this division provided by a health care provider ~~or~~, health care



- 1 facility licensed pursuant to Section 1250 of the Health and Safety
- 2 Code, *or a diagnostic or other medical imaging center*, other than
- 3 those specified in contracts subject to this section.

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