

AMENDED IN SENATE APRIL 9, 2012
AMENDED IN SENATE MARCH 15, 2012

SENATE BILL

No. 959

Introduced by Senator Lieu
(~~Coauthor: Assembly Member Portantino~~)

January 10, 2012

An act to repeal Section 5318 of the Labor Code, relating to workers' compensation.

LEGISLATIVE COUNSEL'S DIGEST

SB 959, as amended, Lieu. Workers' compensation: provider reimbursement: implantable medical devices, hardware, and instrumentation.

Existing law establishes a workers' compensation system, administered by the Administrative Director of the Division of Workers' Compensation, to compensate an employee for injuries sustained in the course of his or her employment.

Existing law requires the administrative director, after public hearings, to adopt and revise periodically an official medical fee schedule to establish reasonable maximum fees paid for medical services, drugs and pharmacy services, health care facility fees, home health care, and all other treatment, care, services, and goods, other than physician services. Existing law separately requires reimbursement for certain implantable medical devices, hardware, and instrumentation, at the provider's documented paid cost, plus an additional 10%, plus sales tax, as specified. Under existing law, this reimbursement formula is operative only until the administrative director adopts a regulation specifying reimbursement for the designated items, as prescribed.

This bill would delete the above-described reimbursement specifications relating to implantable medical devices, hardware, and instrumentation.

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. Section 5318 of the Labor Code, *as added by*
- 2 *Section 44 of Chapter 639 of the Statutes of 2003*, is repealed.

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