



LAWS OF ALASKA

2011

Source
HB 13

Chapter No.

AN ACT

Relating to fees and charges for medical treatment or services as they relate to workers' compensation; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to fees and charges for medical treatment or services as they relate to workers'
2 compensation; and providing for an effective date.

3 _____

4 * **Section 1.** AS 23.30.097(a) is amended to read:

5 (a) All fees and other charges for medical treatment or service are subject to
6 regulation by the board consistent with this section. A fee or other charge for medical
7 treatment or service may not exceed the lowest of

8 (1) the usual, customary, and reasonable fees for the treatment or
9 service in the community in which it is rendered, for treatment or service **provided on**
10 **or after December 31, 2010, not to exceed the fees or other charges as specified in**
11 **a fee schedule established by the board and adopted by reference in regulation;**
12 **the fee schedule must be based on statistically credible data, including charges**
13 **for the most recent category I, II, and III medical services maintained by the**
14 **American Medical Association and the Health Care Procedure Coding System**

1 **for medical supplies, injections, emergency transportation, and other medically**
2 **related services, and must result in a schedule that**

3 **(A) reflects the cost in the geographical area where services**
4 **are provided; and**

5 **(B) is at the 90th percentile** [(A) PROVIDED BEFORE
6 AUGUST 1, 2007, NOT TO EXCEED THE FEES IN THE BOARD'S FEE
7 SCHEDULE DATED DECEMBER 1, 2004;

8 (B) PROVIDED ON OR AFTER AUGUST 1, 2007, BUT
9 BEFORE MARCH 31, 2009, NOT TO EXCEED THE FEES OTHERWISE
10 APPLICABLE IN (A) OF THIS PARAGRAPH ADJUSTED BY THE
11 PERCENTAGE CHANGE FROM 2004 TO 2006 IN THE MEDICAL CARE
12 COMPONENT OF THE CONSUMER PRICE INDEX FOR ALL URBAN
13 CONSUMERS COMPILED BY THE UNITED STATES DEPARTMENT OF
14 LABOR, BUREAU OF LABOR STATISTICS;

15 (C) PROVIDED ON OR AFTER MARCH 31, 2009, BUT
16 BEFORE DECEMBER 31, 2010, NOT TO EXCEED THE FEES
17 OTHERWISE APPLICABLE IN (A) OF THIS PARAGRAPH ADJUSTED
18 BY THE PERCENTAGE CHANGE FROM 2004 TO 2008 IN THE
19 MEDICAL CARE COMPONENT OF THE CONSUMER PRICE INDEX
20 FOR ALL URBAN CONSUMERS COMPILED BY THE UNITED STATES
21 DEPARTMENT OF LABOR, BUREAU OF LABOR STATISTICS];

22 (2) the fee or charge for the treatment or service when provided to the
23 general public; or

24 (3) the fee or charge for the treatment or service negotiated by the
25 provider and the employer under (c) of this section.

26 * **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).