

Department of Planning and Budget

2014 Fiscal Impact Statement

1. Bill Number: HB1083

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Ware, R.L.

3. Committee: Commerce and Labor

4. Title: Workers' compensation; payment for medical services.

5. Summary: Limits the liability of an employer for medical treatment provided to an injured person that is rendered by a nurse practitioner or physician assistant serving as an assistant-at-surgery to no more than 20 percent of the charge of the physician performing the surgery. The measure requires multiple procedures associated with medical, surgical, and hospital services rendered on or after July 1, 2014, to be coded and billed with appropriate CPT modifiers and paid according to the National Correct Coding Initiative rules. The measure also (i) establishes prompt payment requirements with respect to health care services provided under the Workers' Compensation Act; (ii) prohibits an employer or insurer from seeking recovery of a payment made to a health care provider for health care services rendered after July 1, 2014, absent fraud, unless recovery is sought less than one year from the date payment was made; and (iii) prohibits a health care provider from submitting a claim to the Workers' Compensation Commission contesting the sufficiency of payment for health care services rendered to a claimant on or after July 1, 2014, unless such claim is filed within one year from the date of service for which payment is sought, the date the employer or insurer notifies the provider that payment is denied, or the last date payment was made, whichever occurs last.

6. Budget Amendment Necessary: Indeterminate. See Item 8.

7. Fiscal Impact Estimates: Fiscal impact is preliminary. See Item 8.

8. Fiscal Implications: An estimate of the fiscal impact of this bill is not available at this time. According to the Workers' Compensation Commission, no impact on its administrative expenses is expected as a result of this bill. The bill limits liability for medical treatment rendered by a nurse practitioner or physician assistant serving as an assistant-at-surgery to no more than 20 percent of the charge of the physician performing the surgery. This may reduce workers' compensation payments made by the State Employee Workers' Compensation Services program, administered by the Department of Human Resource Management, and claims paid from the Workers' Compensation Commissions' Uninsured Employer's Fund. An estimate of the impact of any such changes in medical payments is not available, as

relevant claims data is not available at this time from either the Department of Human Resource Management or the Uninsured Employer's Fund.

- 9. Specific Agency or Political Subdivisions Affected:** Virginia Workers' Compensation Commission; Department of Human Resource Management.

- 10. Technical Amendment Necessary:** No.

- 11. Other Comments:** This bill is identical to HB1017.

Date: 2/4/2014

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