

**Michigan Office of Administrative Hearings and Rules**  
MOAHR-Rules@michigan.gov

**AGENCY REPORT TO THE  
JOINT COMMITTEE ON ADMINISTRATIVE RULES (JCAR)**

**1. Agency Information**

**Agency name:**

Labor and Economic Opportunity

**Division/Bureau/Office:**

Workers' Compensation Agency

**Name of person completing this form:**

Debra Outwater

**Phone number of person completing this form:**

517-284-8902

**E-mail of person completing this form:**

outwaterd@michigan.gov

**Name of Department Regulatory Affairs Officer reviewing this form:**

Thomas Shaver

**2. Rule Set Information**

**MOAHR assigned rule set number:**

2022-42 LE

**Title of proposed rule set:**

Workers' Compensation Health Care Services (HCS)

**3. Purpose for the proposed rules and background:**

The HCS Rules are updated annually in order to provide the Agency's external customers with updated health care fee schedules for reimbursement to providers for treatment of injured workers and to guide providers and payers on the scope of reimbursement. The HCS rules must maintain consistency with the most recent medical indexes, billing codes, and fee schedules published by Medicare and other entities, in a timely fashion.

**4. Summary of proposed rules:**

The general purpose of the proposed rule changes is to update the Health Care Service Rules source document references.

**5. List names of newspapers in which the notice of public hearing was published and publication dates:**

The Mining Journal, 4/28/23; Kalamazoo Gazette, 3/30/23; Ann Arbor News, 3/30/23.

**6. Date of publication of rules and notice of public hearing in Michigan Register:**

5/1/2023

**7. Date, time, and location of public hearing:**

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5/24/2023 01:30 PM at WDCA Claims Conference Room , 2501 Woodlake Circle, Okemos, MI 48864

**8. Provide the link the agency used to post the regulatory impact statement and cost-benefit analysis on its website:**

<https://ARS.apps.lara.state.mi.us/Transaction/RFRTransaction?TransactionID=1401>

**9. List of the name and title of agency representative(s) who attended the public hearing:**

Jack A. Nolish, Director, WDCA; Emily McDonough, Deputy Director, WDCA; Kris Kloc, Medical Claims Analyst, WDCA; Thomas P. Shaver, Jr., Regulatory Affairs Officer, LEO; Debra Outwater, Executive Secretary, WDCA.

**10. Persons submitting comments of support:**

Tiffany Grzybowski, Healthsystems, LLC;  
Adam Fowler, Optum Workers' Compensation & No-Fault;  
Julian Roberts, American Association of Payers Administrators and Networks (AAPAN).

**11. Persons submitting comments of opposition:**

Nikesh Patel, Alliance for Physical Therapy Quality and Innovation (APTQI);  
Edward Mathis, American Physical Therapy Association (APTA Michigan).

**12. Persons submitting other comments:**

None.

**13. Identify any changes made to the proposed rules based on comments received during the public comment period:**

|   | <b>Name &amp; Organization</b> | <b>Comments made at public hearing</b> | <b>Written Comments</b> | <b>Agency Rationale for Rule Change and Description of Change(s) Made</b> | <b>Rule number &amp; citation changed</b> |
|---|--------------------------------|--|-------------------------|---|---|
| 1 |                                |  |                         |   |   |

**14. Date report completed:**

6/15/2023