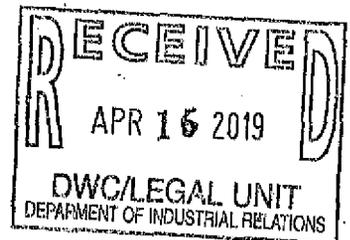


**State of California
Office of Administrative Law**



In re:
Division of Workers' Compensation

Regulatory Action:

Title 08, California Code of Regulations

Amend sections: 9792.23.1, 9792.23.3,
9792.23.4, 9792.23.7,
9792.23.8

NOTICE OF FILING AND PRINTING ONLY

Government Code Section 11343.8

OAL Matter Number: 2019-0329-01

OAL Matter Type: File and Print Only (FP)

This file-and-print action makes evidence-based updates to the medical treatment utilization schedule (MTUS). This action is exempt from the rulemaking provisions of the Administrative Procedure Act and OAL review pursuant to Labor Code section 5307.27(a).

OAL filed this regulation with the Secretary of State, and will publish the regulation in the California Code of Regulations.

Date: April 11, 2019

A handwritten signature in black ink, appearing to read "Eric Partington", written over a horizontal line.

**Eric Partington
Senior Attorney**

Original: George Parisotto, Administrative
Director

Copy: John Cortes

NOTICE PUBLICATION/REGULATIONS SUBMISSION

FILE PRINT

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2019-0329-01FP	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
In the office of the Secretary of State
of the State of California

APR 11 2019

1:42PM

2019 MAR 29 A 11: 26
OFFICE OF
ADMINISTRATIVE LAW

AGENCY WITH RULEMAKING AUTHORITY Department of Industrial Relations, Division of Workers' Compensation	AGENCY FILE NUMBER (if any)
---	-----------------------------

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE		NOTICE REGISTER NUMBER
			PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Medical Treatment Utilization Schedule (MTUS)	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
---	--

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)
ADOPT
AMEND 9792.23.1; 9792.23.3; 9792.23.4; 9792.23.7; 9792.23.8
REPEAL
TITLE(S) 8

3. TYPE OF FILING
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) <input checked="" type="checkbox"/> File & Print <input checked="" type="checkbox"/> Other (Specify) pursuant to Labor Code 5302.27(a)
<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Print Only

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) <input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> §100 Changes Without Regulatory Effect <input checked="" type="checkbox"/> Effective other (Specify) April 18, 2019

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) <input type="checkbox"/> Fair Political Practices Commission <input type="checkbox"/> State Fire Marshal <input checked="" type="checkbox"/> Other (Specify)

7. CONTACT PERSON John Cortes	TELEPHONE NUMBER 510-286-0519	FAX NUMBER (Optional) 510-286-0676	E-MAIL ADDRESS (Optional) jcortes@dir.ca.gov
----------------------------------	----------------------------------	---------------------------------------	---

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 3/27/19
TYPED NAME AND TITLE OF SIGNATORY George Parisotto, Administrative Director, Division of Workers' Compensation	

For use by Office of Administrative Law (OAL) only

AUTHORIZED FOR FILING AND PRINTING

APR 11 2019

Office of Administrative Law

TITLE 8. INDUSTRIAL RELATIONS
DIVISION 1. DEPARTMENT OF INDUSTRIAL RELATIONS
CHAPTER 4.5. DIVISION OF WORKERS' COMPENSATION
SUBCHAPTER 1. ADMINISTRATIVE DIRECTOR -- ADMINISTRATIVE RULES
ARTICLE 5.5.2. MEDICAL TREATMENT UTILIZATION SCHEDULE

§ 9792.23.1. Cervical and Thoracic Spine Disorders Guideline.

The Administrative Director adopts and incorporates by reference the Cervical and Thoracic Spine Disorders Guideline (ACOEM ~~May 27, 2016~~ October 17, 2018) into the MTUS from the ACOEM Practice Guidelines.

Note: Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.
Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.

§ 9792.23.3. Elbow Disorders Guideline.

The Administrative Director adopts and incorporates by reference the Elbow Disorders Guideline (ACOEM ~~2013~~ August 23, 2018) into the MTUS from the ACOEM Practice Guidelines.

Note: Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.
Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.

§ 9792.23.4. Hand, Wrist, and Forearm Disorders Guideline.

The Administrative Director adopts and incorporates by reference the Hand, Wrist, and Forearm Disorders Guideline (ACOEM ~~June 30, 2016~~ January 7, 2019) into the MTUS from the ACOEM Practice Guidelines.

Note: Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.
Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.

§ 9792.23.7. Ankle and Foot Disorders Guideline.

The Administrative Director adopts and incorporates by reference the Ankle and Foot Disorders Guideline (ACOEM ~~September 2015~~ July 16, 2018) into the MTUS from the ACOEM Practice Guidelines.

Note: Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.
Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.

§ 9792.23.8. ~~Stress-Related Conditions.~~ Workplace Mental Health.

(a) The Administrative Director adopts and incorporates by reference the ~~Chronic Pain Guideline (ACOEM May 2017)~~ into the MTUS specific guidelines set forth below from the ACOEM Practice Guidelines addressing the issue of Workplace Mental Health; for

Evidence-Based Updates to the Medical Treatment Utilization Schedule (MTUS)
California Code of Regulations, title 8, section 9792.23

~~psychological treatment and evaluation related to chronic pain. If the injured worker's psychological condition, treatment, or evaluation is unrelated to chronic pain, then medical care and evaluation shall be in accordance with other medical treatment guidelines or peer-reviewed studies found by applying the Medical Evidence Search Sequence set forth in section 9792.21.1.~~

(1) Posttraumatic Stress Disorder and Acute Stress Disorder Guideline (ACOEM December 18, 2018).

Note: Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.
Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.



AMERICAN COLLEGE OF
OCCUPATIONAL AND
ENVIRONMENTAL MEDICINE

Cervical and Thoracic Spine Disorders

Effective Date: October 17, 2018

Editor-in-Chief:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Evidence-based Practice Spine Panel Chair:

Russell Travis, MD

Evidence-based Practice Spine Panel Members:

Gunnar B. J. Andersson, MD, PhD

Roger M. Belcourt, MD, MPH, FACOEM

Ronald Donelson, MD, MS

Marjorie Eskay-Auerbach, MD, JD

Jill Galper, PT, MEd

Michael Goertz, MD, MPH, FACOEM

Scott Haldeman, MD, DC, PhD, FRCP(C), FAAN, FCCS

Paul D. Hooper, DC, MPH, MS

James E. Lessenger, MD, FACOEM

Tom Mayer, MD

Kathryn L. Mueller, MD, MPH, FACOEM

Donald R. Murphy, DC, FRCC

William G. Tellin, DC, DABCO

Michael S. Weiss, MD, MPH, FACOEM, FAAPMR, FAANEM

These panel members represent expertise in neurology, neurosurgery, neurophysiology, occupational medicine, orthopedic surgery, pain medicine, physical medicine and rehabilitation, chiropractic medicine, family practice, and physical therapy. As required for quality guidelines (Institute of Medicine's (IOM) Standards for Developing Trustworthy Clinical Practice Guidelines and Appraisal of Guidelines for Research and Evaluation (AGREE)), a detailed application process captured conflicts of interest. The above Panel has none to declare relevant to this guideline.

Methodology Committee Consultant:

Jeffrey S. Harris, MD, MPH, MBA, FACOEM

Managing Editors:

Production: Marianne Dreger, MA

Research: Julie A. Ordning, MPH

Research Conducted By:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Jeremy J. Biggs, MD, MSPH

Matthew A. Hughes, MD, MPH

Matthew S. Thiese, PhD, MSPH

Ulrike Ott, PhD, MSPH

Emilee Eden, BS, MPH

Harkomal Kaur, BS

Jenna K. Lindsey, BS



AMERICAN COLLEGE OF
OCCUPATIONAL AND
ENVIRONMENTAL MEDICINE

ELBOW DISORDERS

Effective Date: August 23, 2018

CONTRIBUTORS TO THE ELBOW DISORDERS CHAPTER

Editor-in-Chief:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Evidence-based Practice Elbow Panel Chair:

Harold E. Hoffman, MD, FACOEM, FRCPC

Evidence-based Practice Elbow Panel Members:

Roger M. Belcourt, MD, MPH, FACOEM

Kevin Byrne, MD, MPH, FACOEM

Lee Glass, MD, JD

J. Mark Melhorn, MD, FAAOS, FACOEM, FAADEP, FACS, FASSH, FAAHS

Jack Richman, MD, CCBOM, FACOEM, FAADEP, CIME

Phillip Zinni, III, DO, FAOASM

Methodology Committee Consultant:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Managing Editors:

Production: Marianne Dreger, MA

Research: Julie A. Ording, MPH

Editorial Assistant: Debra M. Paddack

Research Conducted By:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Matthew S. Thiese, PhD, MSPH

Ulrike Ott, MSPH

Kylee Tokita

Jessica Melendez

Deborah Gwenevere Passey, BS

Atim Cecelia Effiong, BS

Riann Bree Robbins, BS

William Gilbert Caughey, BS

Holly Uphold, BS

Emilee Eden, MPH

Jenna K. Lindsey, BS

Copyright © 2008-2018 by Reed Group, Ltd. Reprinted from ACOEM's Occupational Practice Guidelines, with permission from Reed Group, Ltd., www.mdguidelines.com. All rights reserved. Commercial use prohibited. Licenses may be purchased from Reed Group, Ltd. at www.mdguidelines.com.



AMERICAN COLLEGE OF
OCCUPATIONAL AND
ENVIRONMENTAL MEDICINE

HAND, WRIST, AND FOREARM DISORDERS GUIDELINE

Effective January 7, 2019

CONTRIBUTORS TO THE HAND, WRIST, AND FOREARM DISORDERS GUIDELINE

Editor-in-Chief:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Evidence-based Practice Hand, Wrist, and Forearm Panel Chair:

J. Mark Melhorn, MD, FAAOS, FACOEM, FAADEP, FACS, FASSH, FAAHS

Evidence-based Practice Hand, Wrist, and Forearm Panel Members:

James Ausfahl, MD

M. Felix Freshwater, MD

Charles P. Prezgia, MD, MPH, MMM, FACOEM

David M. Rempel, MD, MPH, FACOEM, FACP

Shawn C. Roll, PhD, OTR/L, RMSKS, FAOTA

Arlen J. Rollins, DO, MSc, FACOEM, FACPM

Robert A. Werner, MD, MS, FAAPMR

Jason L. Zaremski, MD, CAQSM

These panel members represent expertise in occupational medicine, orthopedic surgery, hand surgery, occupational therapy, physical medicine and rehabilitation, sports medicine, internal medicine, family practice, forensic medicine, and electrodiagnostic medicine. As required for quality guidelines (Institute of Medicine's [IOM] Standards for Developing Trustworthy Clinical Practice Guidelines and Appraisal of Guidelines for Research and Evaluation [AGREE]), a detailed application process captured conflicts of interest. The above Panel has none to declare relevant to this guideline.

Methodology Committee Consultant:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Research Conducted By:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Matthew A. Hughes, MD, MPH

Matthew S. Thiese, PhD, MSPH

Ulrike Ott, PhD, MSPH

Emilee Eden, BS, MPH

Harkomal Kaur, BS

Jenna K. Lindsey, BS

Michael L. Northrup, BS

Skyler D. Walker, BS

Chapman B. Cox

Vivian Nguyen

Deborah Gwenevere Passey, PhD, MS

Atim Effiong, MPH

Kristine Hegmann, MSPH, CIC

Alzina Koric, MPP

Brenden Ronna, BS

Austen J. Knudsen

Pranjal A. Muthe



AMERICAN COLLEGE OF
OCCUPATIONAL AND
ENVIRONMENTAL MEDICINE

Ankle and Foot Disorders

Effective Date: July 16, 2018

CONTRIBUTORS TO ANKLE AND FOOT DISORDERS GUIDELINE

Editor-in-Chief:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Assistant Editor:

Matthew A. Hughes, MD, MPH

Evidence-based Practice Ankle and Foot Panel Chair:

Nelson S. Haas, MD, MPH, FACOEM

Evidence-based Practice Ankle and Foot Panel Members:

Patrick J. Beecher, MD, MPH, MBA, FACOEM

Mark Easley, MD

Hannah Edwards, MD, MPH

Harold Hoffman, MD, FRCPC

Steven Mandel, MD, FACOEM

RobRoy L. Martin, PhD, PT, CSCS

Pete Thomas, DPM, QME

The Evidence-based Practice Ankle/Foot Panel represents expertise in occupational medicine, neurology, podiatric surgery, foot and ankle surgery, physical therapy, and rehabilitation science.

Guidelines Methodology Consultant:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Research Conducted By:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Matthew A. Hughes, MD, MPH

Jeremy J. Biggs, MD, MSPH

Matthew S. Thiese, PhD, MSPH

Ulrike Ott, PhD, MSPH

Kristine Hegmann, MSPH, CIC

Atim Effiong, MPH

Holly Diane Uphold

Emilee Eden, MPH

Jenna K. Lindsey, BS

Copyright © 2008-2018 by Reed Group, Ltd. All rights reserved. Commercial use prohibited. Licenses may be purchased from Reed Group, Ltd. at www.mdguidelines.com.



AMERICAN COLLEGE OF
OCCUPATIONAL AND
ENVIRONMENTAL MEDICINE

Posttraumatic Stress Disorder and Acute Stress Disorder

Effective Date: December 18, 2018

Contributors

Editor-in-Chief:

Kurt T. Hegmann, MD, MPH, FACOEM, FACP

Evidence-based Practice Workplace Mental Health Panel Co-Chairs:

Daniel Bruns, PsyD, FAPA

Pam Warren, PhD

Evidence-based Practice Workplace Mental Health Panel Members:

Tony Alleman, MD, MS, MPH

Molly M. Brady, PsyD

Garson M. Caruso, MD, MPH, FACOEM, FIAIME

Gregory P. Couser, MD, MPH

Brad K. Grunert, Ph.D.

Harold E. Hoffman, MD, CCFP, FCRP, FRCPC

Mark H. Hyman, MD, FACP, FIAIME

Les Kertay, PhD, ABPP

Steven Mandel, MD, FACOEM, FAAN, FAADEP

Yusef Sayeed, MD, MPH, Meng, CPH, CMRO, CME, COHC, EIT, DABPM

Joel S. Steinberg, MD

These panel members represent expertise in occupational medicine, addiction medicine, psychiatry, forensic psychiatry, psychology, clinical psychology, educational psychology, internal medicine, neurology, preventive medicine, family medicine, interventional pain, and undersea and hyperbaric medicine. As required for quality guidelines (Institute of Medicine's (IOM) Standards for Developing Trustworthy Clinical Practice Guidelines and Appraisal of Guidelines for Research and Evaluation (AGREE)), a detailed application process captured conflicts of interest. The above panel has none to declare relevant to this guideline.

Methodology Committee Consultant:

Nelson S. Haas, MD, MPH, MA, FACOEM