

State of California
Department of Industrial Relations
DIVISION OF WORKERS' COMPENSATION



**Order of the Acting Administrative Director of the Division of Workers'
Compensation**
(OMFS Update for Inpatient Hospital Services - Effective December 1, 2008)

Pursuant to Labor Code section 5307.1(g)(2), the Acting Administrative Director of the Division of Workers' Compensation orders that Title 8, California Code of Regulations, section 9789.23 is amended only as to listed providers, to conform to the final rule of August 19, 2008, the correction of October 3, 2008, the notice of October 3, 2008, and notice of December 3, 2008, published in the Federal Register. The December 3, 2008 notice (CMS-1390-N2) to the final rule revises the final wage index values and hospital reclassifications for 26 hospitals based on hospitals' requests to the Centers for Medicare & Medicaid Services, made in accordance with special procedural rules set forth in the CMS FY 2009 hospital inpatient prospective payment systems final rule of August 19, 2008 (CMS-1390-F). Changes based on hospitals' requests affect the Composite Rate and Hospital Specific Outlier Factor. Title 8 California Code of Regulations, section 9789.23, as amended by the Acting Administrative Director Order of October 28, 2008, remains in effect for all other California inpatient hospitals.

The effective date of the new rates is for inpatient hospital discharges occurring on or after December 1, 2008. This Order and amended section 9789.23 shall be published on the website for the Division of Workers' Compensation: <http://www.dir.ca.gov/DWC/OMFS9904.htm>

IT IS SO ORDERED.

Dated: December 22, 2008

ORIGINAL ORDER SIGNED

CARRIE NEVANS

Acting Administrative Director of the
Division of Workers' Compensation