

8 AAC 45.082(d) is amended to read:

(d) **A medical provider's bill for a medical treatment or service must be submitted on a CMS1500 claim form, and an institutional provider's bill must be submitted on a CMS1450 claim form.** Medical bills for an employee's treatment are due and payable not later than 30 days after the date the employer received the medical provider's bill, a written justification of the medical necessity for dispensing a name-brand drug product if required for the filling of a prescription that was part of the treatment, and a completed report in accordance with 8 AAC 45.086(a). Unless the employer contests the prescription charges or transportation expenses, an employer shall reimburse an employee's prescription charges or transportation expense for medical treatment not later than 30 days after the employer received the medical provider's completed report in accordance with 8 AAC 45.086(a), a written justification of the medical necessity for dispensing a name-brand drug product if required for the filling of a prescription that was part of the treatment, and an itemization of the prescription numbers or an itemization of the dates of travel, destination, and transportation expenses for each date of travel. If the employer contests

- (1) a medical bill or if the medical bill is not paid in full as billed, the employer shall notify the employee and medical provider in writing the reasons for not paying all or a part of the bill or the reason for delay in payment no later than 30 days after receipt of the bill, a written justification of the medical necessity for dispensing a name-brand drug product if required for the filling of a prescription that was part of the treatment, and a completed report in accordance with 8 AAC 45.086(a);
- (2) a prescription or transportation expense reimbursement request in full, the employer shall notify the employee in writing the reason for not paying all or a part of the

request or the reason for delay within the time allowed in this section in which to make payment; if the employer makes a partial payment, the employer shall also itemize in writing the prescription or transportation expense requests not paid.

8 AAC 45.082(j) is amended to read:

(j) If the type of treatment or service the employee received is not included in the board's fee schedule described in (i) or (m) of this section, the amount charged may not exceed the lowest of

(1) the usual, customary, and reasonable fee based on the 90th percentile of the range of charges for similar services report in the community in which services were rendered to the employee;

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

(3) the fee or charge for the treatment or service negotiated by the provider and the employer under AS 23.30.097(c).

8 AAC 45.082(m) is amended to read:

(m) A fee or other charge for medical treatment or service provided on or after December 31, 2010, may not exceed the board's fees established in the *Official Alaska Workers' Compensation Medical Fee Schedule*, effective December 31, 2010, and adopted by reference with the following revision: "Anesthesia – Miscellaneous" is revised by adding a paragraph to read: "State-specific modifier PE Physician Extender has been designated for reporting a certified registered nurse anesthetist providing services without a supervising

anesthesiologist. Payment to a certified registered nurse anesthetist must not exceed 85 percent of the allowed fee contained in the *Official Alaska Workers' Compensation Medical Fee Schedule.*"

8 AAC 45 is amended by adding a new subsection to read:

(n) When a schedule for fees or other charges for medical treatment or service is produced or updated by the board under AS 23.30.097(a), within 10 days the department shall publish a bulletin providing instruction to the general public on how to obtain a copy of the schedule.

(Eff. 5/28/83, Register 86; am 12/14/86, Register 100; am 7/1/88, Register 107; am 10/28/88, Register 108; am 3/16/90, Register 113; am 7/20/97, Register 143; am 7/2/98, Register 146; am 2/3/2001, Register 157; am 7/31/2010, Register 195; am 12/31/2010, Register 196; am 6/27/2011, Register 199; am 7/9/2011, Register 199; am 11/20/11, Register 200; am 3/28/2012, Register 201; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 23.30.005 AS 23.30.045 AS 23.30.097  
AS 23.30.030 AS 23.30.095