



Texas Department of Insurance

Division of Workers' Compensation

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Memorandum

To: Workers' Compensation System Participants

From: Tracey Beaver, Director of the Office of Workers' Compensation Counsel

Date: March 13, 2014

Subject: Adoption: Amend 28 TAC §§133.2, 133.240, 133.250, and 133.305 Regarding General Medical Provisions, and 134.110, 134.502, and 134.600 Regarding Benefits -- Guidelines for Medical Services, Charges, and Payments

On March 7, 2014, the Commissioner of Workers' Compensation Rod Bordelon adopted amendments to 28 Texas Administrative Code (TAC) §§133.2, 133.240, 133.250, and 133.305 regarding General Medical Provisions, and 134.110, 134.502, and 134.600 regarding Benefits -- Guidelines for Medical Services, Charges, and Payments. The adoption was filed with the Office of the Secretary of State on March 10, 2014, for publication in the March 21, 2014 issue of the Texas Register and may be viewed on the Secretary of State website at <http://www.sos.state.tx.us/texreg/index.shtml> at that time. A courtesy copy of the adoption is currently available on the Texas Department of Insurance website at <http://www.tdi.texas.gov/wc/rules/adopted/index.html>.

The purpose of these amendments is to implement Senate Bill 1322 and House Bill 3152, 83rd Legislature, Regular Session, effective September 1, 2013, which enacted Texas Labor Code §408.0284 and Insurance Code §1305.153(f)-(j) respectively. These amendments also implement House Bill 4290, 81st Legislature, Regular Session, effective September 1, 2009, which revises the definitions of "adverse determination" and "utilization review" in Insurance Code Chapter 4201. Moreover, these amendments harmonize and conform with the new provisions in 28 TAC Chapter 19, Agent's Licensing, Subchapter U, Utilization Reviews for Health Care Provided Under Workers' Compensation Coverage and current Division of Workers' Compensation rules.

The adopted amendments are effective March 30, 2014.