
DIGEST

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HB 592 Original

2017 Regular Session

Talbot

Abstract: Provides for the creation of a pharmacy formulary for the treatment of injured workers in workers' compensation claims.

Present law requires the development of medical treatment guidelines for workers' compensation claims and requires a process for office of workers' compensation administration to review and promulgate rules and regulations to ensure proper care for the injured worker.

Proposed law retains present law and expands it by requiring the establishment of a pharmacy formulary.

Proposed law requires that the applicable rules be promulgated and the pharmacy formulary adopted by Jan. 1, 2018.

Proposed law requires that for claims in which the date of injury takes place on or after Jan. 1, 2018, the pharmacy formulary shall be utilized; and that for claims in which the date of injury takes place prior to Jan. 1, 2018, the pharmacy formulary shall be utilized on and after July 1, 2018.

Proposed law requires that the promulgation of the pharmacy formulary use the same criteria as used for the development of the medical treatment guidelines.

Proposed law provides that the pharmacy formulary shall be automatically updated with the most recent version of the Official Disability Guidelines, Appendix A; Treatment in Workers' Comp.

Present law provides that if the treatment required by the injured worker is not sufficiently addressed by the medical treatment guidelines, that the employer may demonstrate by preponderance of the scientific medical evidence that a variance is necessary. Proposed law retains present law and further requires that the pharmacy formulary will also be subject to a variance pursuant to the procedures in present law.

(Amends R.S. 23:1203.1(B), (D)(intro. para.), (H), (I), (J)(1), (L), and (M)(1))