

**2012 ANNUAL REPORT
OF THE
PHYSICIAN ADVISORY COMMITTEE**

Presented to:

The Honorable Mary Fallin
Governor

The Honorable Brian Bingman
President Pro Tempore of the Senate

The Honorable T.W. Shannon
Speaker of the House of Representatives



COMMITTEE MEMBERSHIP

LeRoy E. Young, D.O., Chairman

Robert L. Remondino, M.D., Vice Chairman

Michael Cooper, D.O.

David Garrett, D.P.M.

Jeff A. Fox, M.D.

William R. Gillock, M.D.

John A. Munneke, M.D.

C.B. Pettigrew D.O.

COMMITTEE STAFF

Oklahoma Workers' Compensation Court
Erin Butler

**2012 ANNUAL REPORT
OF THE
PHYSICIAN ADVISORY COMMITTEE**

I.

INTRODUCTION

This is the 2012 annual report of the Physician Advisory Committee, an advisory body to the Oklahoma Workers' Compensation Court statutorily created by section 373 of Title 85 of the Oklahoma Statutes. This report identifies the progress and activities of the committee during calendar year 2012.

Current members of the committee are LeRoy E. Young, D.O.; Chairman, Robert L. Remondino, M.D., Vice Chairman; Michael Cooper, D.O.; Jeff A. Fox, M.D.; David Garrett, D.P.M.; William R. Gillock, M.D.; John A. Munneke, M.D. and C.B. Pettigrew, D.O. A current membership list, including medical specialty and appointing authority, is included in the appendices to this report. Staff support for the committee is provided by the Oklahoma Workers' Compensation Court as provided in 85 O.S. § 373(F).

II.

STATUTORY DUTIES

The statutory duties of the Physician Advisory Committee are set forth in 85 O.S. § 373, a copy of which is included in the appendices. These duties include:

- assisting and advising the Administrator of the Workers' Compensation Court regarding utilization review and the medical practices of health care providers,
- making recommendations for acceptable deviations from the American Medical Association's "Guides to the Evaluation of Permanent Impairment" and for alternative methods of evaluating permanent impairment,
- adopting Oklahoma Treatment Guidelines for treatment not addressed or addressed but not recommended in the Official Disability Guidelines in regard to injuries to the cervical, thoracic, and lumbar spine,
- adopting Oklahoma Treatment Guidelines for the prescription and dispensing of any controlled substance included in Schedule II of the Uniform Controlled Dangerous Substances Act,
- providing general recommendations to the judges of the Workers' Compensation Court regarding issues of injury causation and apportionment, and
- conducting educational seminars and assisting the judges of the Workers' Compensation Court in accessing medical information.

III. 2012 ACTIVITIES

Pursuant to SB878 (2011), the Work Loss Data Institute's *Official Disability Guidelines* (ODG) were adopted as the standard for determining the scope and duration of medical treatment in workers' compensation in Oklahoma effective March 1, 2012. As part of the 2011 legislative changes, the Physician Advisory Committee (PAC) was directed to develop and approve Oklahoma Treatment Guidelines (OTG), after public hearing, for: (1) the prescription and dispensing of any controlled dangerous substance included in Schedule II of the Uniform Controlled Dangerous Substances Act, if not addressed by the current edition of ODG; and (2) treatment of the cervical, thoracic and lumbar spine, if not addressed or addressed but not recommended by the current edition of ODG.

The PAC's OTG-Spine were made subject to a multi-tiered review process which includes public hearing and review by the Advisory Council on Workers' Compensation and Workers' Compensation Court Administrator, and consideration by the Governor and Legislature. If not disapproved during the legislative session to which submitted, the OTG-Spine become operative thirty (30) days after adjournment of the legislature.

Treatment guidelines are intended to prevent over-utilization by outlining a standard course of treatment for a workers' compensation injury. The guidelines also are intended to promote optimum recovery and return to work, while containing workers' compensation costs.

Following is a summary of the Committee's efforts regarding development of Oklahoma Treatment Guidelines as directed by law.

Oklahoma Treatment Guidelines for the Spine (OTG-Spine)

The PAC continued its work on the OTG-Spine throughout 2012, holding 3 regular meetings, 2 special meetings and 2 public hearings during the year at which the guidelines were discussed. Proposed OTG-Spine were approved by the Committee on October 19, 2012, following public hearing on that date, and on October 23, 2012 were referred to the Advisory Council on Workers' Compensation for review as provided by law.

The Advisory Council on Workers' Compensation endorsed the guidelines on November 19, 2012, after a public hearing, and forwarded them to the Workers' Compensation Court Administrator for further review as provided by law. Notice of the Advisory Council's action was provided to the PAC by letter dated November 28, 2012. A copy of the letter is included in the appendices of this report. The letter noted the FDA's approved use of bone-morphogenetic protein (BMP) as recommended in the PAC's proposal, but asked the PAC to review use of BMP and to amend the BMP portion of the low back section of the OTG-Spine, if appropriate. The request was in view of recent medical research associating BMP use with various medical complications and because of related Congressional inquiries. The PAC's January 11, 2013 regular meeting agenda is expected to include consideration of the Advisory Council's concern

regarding BMP and an update regarding the status of the Administrator's review of the proposed OTG-Spine.

Oklahoma Treatment Guidelines on Schedule II Drugs (OTG-Drugs)

On January 13, 2012, the PAC approved a draft of proposed OTG-Drugs for consideration at a public hearing held on February 10, 2012. The guidelines were adopted by the Committee on March 9, 2012 and were submitted to the Workers' Compensation Court Administrator for review. The Administrator approved the guidelines and they became effective April 2, 2012. Urine drug screens and chain of custody issues related to the guidelines were discussed at the PAC's July 27, 2012 and August 24, 2012 meetings. A scrivener's error in the guidelines was corrected pursuant to the PAC's direction at its October 19, 2012 meeting.

A copy of the OTG-Drugs is included in the appendices of this report. The guidelines also are available on the Workers' Compensation Court website at <http://www.owcc.state.ok.us/OTG-Drugs.pdf>.

IV. PUBLIC MEETINGS

The Committee held four (4) public meetings and two (2) public hearings in 2012. A copy of the agendas and minutes for each of the meetings is in the appendices to this report.

Regular meetings of the Committee for calendar year 2013 are scheduled for January 11, 2013, April 5, 2013, July 12, 2013, and October 25, 2013. The meetings are scheduled for 2:00 p.m. in the second floor En Banc Courtroom at the Workers' Compensation Court, 1915 N. Stiles Avenue, Oklahoma City, Oklahoma.

V. CONCLUSION

The Physician Advisory Committee is pleased to submit this report. We hope our efforts help enhance meaningful review of medical issues affecting our state's workers' compensation system.

Appendices



PHYSICIAN ADVISORY COMMITTEE

AN ADVISORY BODY TO THE
OKLAHOMA WORKERS' COMPENSATION COURT

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Name	Area of Medical Licensure	Appointment Source	Expiration of Term
LeRoy E. Young, D.O.	Osteopathy	Governor	August 25, 2014
William R. Gillock, M.D.	Medicine and Surgery	Governor	August 25, 2014
John A. Munneke, M.D.	Medicine and Surgery	Governor	August 25, 2014
Jeff A. Fox, M.D.	Medicine and Orthopedic Surgery	President Pro Tempore	November 1, 2014
David Garrett, D.P.M.	Podiatry	President Pro Tempore	November 1, 2014
Robert L. Remondino, M.D.	Neurosurgery	President Pro Tempore	November 1, 2014
Michael Cooper, D.O.	Osteopathy	Speaker of the House	September 26, 2014
Vacant	Chiropractic	Speaker of the House	
C.B. Pettigrew, D.O.	Occupational Medicine	Speaker of the House	March 8, 2015

ERIN BUTLER

Workers' Compensation Court
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HISTORY OF APPOINTMENTS -- PHYSICIAN ADVISORY COMMITTEE

Year	Name	Appointing Authority	Position	Member Succeeding	Duration of Term **
1993	Mark A. Hayes, M.D.	Governor David Walters	Chairman	New Position	See 85 O.S. Supp. 1994, Sect. 201.1
	David Wong, M.D.	President Pro Tempore Robert Cullison	Vice Chairman	New Position	See 85 O.S. Supp. 1994, Sect. 201.1
	Richard L. Winters, M.D.	Governor David Walters	Member	New Position	11/1/93-6/3/94 (resigned)
	(Vacant - Osteopathic Physician)	Governor David Walters		New Position	See 85 O.S. Supp. 1994, Sect. 201.1
	Bryan Cain, D.P.M.	President Pro Tempore Robert Cullison	Member	New Position	See 85 O.S. Supp. 1994, Sect. 201.1
	Roger L. Hammerstrom, D.C.	Speaker Glen D. Johnson	Member	New Position	See 85 O.S. Supp. 1994, Sect. 201.1
	Tom Carlile, D.O.	Speaker Glen D. Johnson	Member	New Position	See 85 O.S. Supp. 1994, Sect. 201.1
1994	Mark A. Hayes, M.D.		Chairman		7/16/93 - 1/30/95
	David Wong, M.D.		Vice Chairman		8/12/93 - 1/30/95
	Debra Montgomery, D.O.	Governor David Walters	Member		5/29/94 - 8/11/95
	(Vacant - Rural Family Medicine)	Governor David Walters			
	Bryan Cain, D.P.M.		Member		8/12/93 - 5/2/95
	Roger L. Hammerstrom, D.C.	Speaker Glen D. Johnson	Member	Himself	3/1/94 - 3/7/95
	Tom Carlile, D.O.	Speaker Glen D. Johnson	Member	Himself	3/1/94 - 3/7/95
1995	Mark A. Hayes, M.D.	President Pro Tempore Stratton Taylor	Chairman	David Wong, M.D.	1/30/95 - 1/1/96
	Richard Seal, D.O.	Governor Frank Keating	Member	Debra Montgomery, D.O.	8/11/95 - 9/8/95
	John Leatherman, M.D.	Governor Frank Keating	Member	Richard L. Winters, M.D.	8/11/95 - 1/1/97 (resigned effective 4/1/97)
	Gary Massad, M.D.	Governor Frank Keating	Member	Mark A. Hayes, M.D.	8/11/95 - 1/1/96
	Tom Ewing, D.O.	Governor Frank Keating	Member	Richard Seal, D.O.	9/20/95 - 1/1/98
	Thomas Henry, D.P.M.	President Pro Tempore Stratton Taylor	Member	Bryan Cain, D.P.M.	5/2/95 - 1/1/97
	Fred Ruefer, M.D.	President Pro Tempore Stratton Taylor	Member	New Position	1/30/95 - 1/1/98
	Gary Lambert, D.O.	Speaker Glen D. Johnson	Member	New Position	3/28/95 - 1/1/96
	C. Michael Ogle, D.O.	Speaker Glen D. Johnson	Member	Tom Carlile, D.O.	3/7/95 - 1/1/98
	Ron Tripp, D.C.	Speaker Glen D. Johnson	Member	Roger Hammerstrom, D.C.	3/7/95 - 1/1/97 (served until 4/18/97 when successor appointed)
1996	Mark A. Hayes, M.D.	President Pro Tempore Stratton Taylor	Chairman	Himself	1/1/96 - 1/1/99
	Gary Lambert, D.O.	Speaker Glen D. Johnson	Member	Himself	1/1/96 - 10/23/99
1997	Thomas Henry, D.P.M.	President Pro Tempore Stratton Taylor	Member	Himself	1/1/97 - 1/1/2001 (incumbent)
	Alan Braly, M.D.	Governor Frank Keating	Member	John Leatherman, M.D.	9/12/97 - 1/1/2000 (replaced by successor on 5/7/99)
	Larry Rowe, D.C.	Speaker Loyd Benson	Member	Ron Tripp, D.C.	4/18/97 - 11/23/98 (resigned)

Year	Name	Appointing Authority	Position	Member Succeeding	Duration of Term **
1998	LeRoy E. Young, D.O.	Speaker Loyd Benson	Member	C. Michael Ogle, D.O.	2/23/98 - 1/1/2001 (incumbent)
	Rob Rowe, D.C.	Speaker Loyd Benson	Member	Larry Rowe, D.C.	11/23/98 - 1/1/2000 (filling unexpired term of Larry Rowe, D.C.)
	Fred Ruefer, M.D.	President Pro Tempore Stratton Taylor	Member	Himself	1/1/98 - 1/1/2001 (incumbent)
1999	Mark A. Hayes, M.D.	President Pro Tempore Stratton Taylor	Chairman	Himself	1/18/99 - 1/1/2002 (incumbent)
	Kyle Waugh, M.D.	Governor Frank Keating	Member	Alan Braly, M.D.	5/7/99 - 1/13/2003 (resigned 5/01)
	Gary Massad, M.D.	Governor Frank Keating	Vice Chairman	Himself	5/7/99 - 1/13/2003 (incumbent)
	Tom Ewing, D.O.	Governor Frank Keating	Member	Himself	5/7/99 - 1/13/2003 (incumbent)
2000	Rob Rowe, D.C.	Speaker Loyd Benson	Member	Himself	11/14/00 - 11/14/2003 (incumbent)
	Gary Lambert, D.O.	Speaker Loyd Benson	Member	Himself	11/14/00 - 11/14/2003 (incumbent)
2001	Rick Robbins, D.O.	Speaker Larry E. Adair	Member	LeRoy E. Young, D.O.	6/27/01 - 6/27/2004
2002	Mark Hayes, M.D.	President Pro Tempore Stratton Taylor	Member	Himself	1/1/02 - 1/1/2005 (resigned)
	Stephen T. Peake, RPh., M.D.	President Pro Tempore Stratton Taylor	Member	Fred Ruefer, M.D.	3/5/02 - 3/5/2005 (resigned)
	Thomas Henry, D.P.M.	President Pro Tempore Stratton Taylor	Member	Himself	1/1/02 - 1/1/2004
2003	Carlos Alberto Garcia-Moral, M.D.	Governor Brad Henry	Member	Gary Massad, M.D.	1/14/03 - 1/1/2005
	John Clark Osborn, M.D.	Governor Brad Henry	Member	Kyle Waugh, M.D.	1/1/03 - 1/1/2006
	Ross Edward Pope, D.O.	Governor Brad Henry	Member	Tom Ewing, D.O.	1/1/03 - 1/1/2004
2004	Gary Lambert, D.O.	Speaker Larry E. Adair	Member	Himself	8/16/04 - 8/15/2007
	Harold Culver, D.C.	Speaker Larry E. Adair	Member	Rob Rowe, D.C.	8/16/04 - 8/16/2007
	LeRoy E. Young, D.O.	President Pro Tempore Cal Hobson	Member	Stephen T. Peake, RPh., M.D.	5/20/04 - 3/5/2005
	Rick Robbins, D.O.	Speaker Larry E. Adair	Member	Himself	8/16/04 - 8/15/2007
	Thomas Henry, D.P.M.	President Pro Tempore Cal Hobson	Member	Himself	4/20/04 - 1/1/2007
	William R. Gillock, M.D.	President Pro Tempore Cal Hobson	Member	Mark A. Hayes, M.D.	6/23/04 - 1/1/2005
2005	John A. Munneke, M.D.	Governor Brad Henry	Member	John Clark Osborn, M.D.	8/8/2005 - 1/1/2006
	LeRoy E. Young, D.O.	President Pro Tempore Mike Morgan	Member	Himself	3/5/2005 - 1/1/2007
	Duane G. Koehler, D.O.	Speaker Todd Hiatt	Member		10/6/2005 - 10/6/2008
	C. Keith Muse, D.C.	Speaker Todd Hiatt	Member		10/6/2005 - 10/6/2008
	G. Keith Smith, M.D.	Speaker Todd Hiatt	Member		10/6/2005 - 10/6/2008
	Robert Remondino, M.D.	Governor Brad Henry	Vice Chairman	Carlos Alberto Garcia-Moral, M.D.	8/8/2005 - 1/1/2008
	Scott Anthony Mitchell, D.O.	Governor Brad Henry	Member	Ross Edward Pope, D.O.	9/19/2005 - 1/1/2007
	William R. Gillock, M.D.	President Pro Tempore Cal Hobson	Member	Himself	2/25/2005 - 1/1/2008
	William R. Gillock, M.D.	President Pro Tempore Mike Morgan	Member	Himself	8/1/2005 - 1/1/2008
2006	John A. Munneke, M.D.	Governor Brad Henry	Member	Himself	1/1/2006 - 1/1/2009

Year	Name	Appointing Authority	Position	Member Succeeding	Duration of Term **
2007	LeRoy E. Young, D.O.	President Pro Tempore Mike Morgan & Co-President Pro Tempore Glenn Coffee	Chairman	Himself	1/1/2007 - 1/1/2010
	Reed Burk, D.P.M.	President Pro Tempore Mike Morgan & Co-President Pro Tempore Glenn Coffee	Member	Thomas Henry, D.P.M.	1/1/2007 - 1/1/2010
	Scott Anthony Mitchell, D.O.	Governor Brad Henry	Member	Himself	1/1/2007 - 1/1/2010
2008	Jeff A. Fox, M.D.	Speaker Chris Benge	Member	G. Keith Smith, M.D.	10/6/2008 - 1/1/2010
	Duane G. Koehler, D.O.	Speaker Chris Benge	Member	Himself	10/6/2008 - 1/1/2011
	Robert Remondino, M.D.	Governor Brad Henry	Vice Chairman	Himself	1/1/2008 - 1/1/2011
	William R. Gillock, M.D.	President Pro Tempore Mike Morgan & Co-President Pro Tempore Glenn Coffee	Member	Himself	1/1/2008 - 1/1/2011
2009	C. Keith Muse, D.C.	Speaker Chris Benge	Member	Himself	1/2/2009 - 1/1/2012
	John A. Munneke, M.D.	Governor Brad Henry	Member	Himself	1/1/2009 - 1/1/2012
2010	Jeff A. Fox, M.D.	Speaker Chris Benge	Member	Himself	1/2/2010 - 1/1/2013
	Scott Anthony Mitchell, D.O.	Governor Brad Henry	Member	Himself	1/2/2010 - 1/1/2013
	LeRoy E. Young, D.O.	President Pro Tempore Glenn Coffee	Chairman	Himself	1/2/2010 - 1/1/2013
	David Garrett, D.P.M.	President Pro Tempore Glenn Coffee	Member	Reed Burk, D.P.M.	10/21/2010 - 1/1/2013
2011	Robert Remondino, M.D.	Governor Brad Henry	Member	Himself	1/1/2011 - 1/1/2014
	William R. Gillock, M.D.	President Pro Tempore Glenn Coffee	Member	Himself	1/1/2011 - 1/1/2014
	Michael K. Cooper, D.O.	Speaker Kris Steele	Member	Duane G. Koehler, D.O.	3/11/2011 - 1/1/2014
In August 2011, 85 O.S. § 373 became effective, which ended the terms of all current members, creating a new Physician Advisory Committee. The statute calls for nine members.					
2011	LeRoy E. Young, D.O.	Governor Mary Fallin	Chairman	New Position	8/26/2011 - 8/25/2014
	William R. Gillock, M.D.	Governor Mary Fallin	Member	New Position	8/26/2011 - 8/25/2014
	John A. Munneke, M.D.	Governor Mary Fallin	Member	New Position	8/26/2011 - 8/25/2014
	Michael K. Cooper, D.O.	Speaker Kris Steele	Member	New Position	9/27/2011 - 9/26/2014
	Robert Remondino, M.D.	President Pro Tempore Brian Bingman	Member	New Position	9/16/2011 - 11/1/2014
	Jeff A. Fox, M.D.	President Pro Tempore Brian Bingman	Member	New Position	9/30/2011 - 11/1/2014
	David Garrett, D.P.M.	President Pro Tempore Brian Bingman	Member	New Position	10/31/2011 - 11/1/2014
2012	Carl Pettigrew, D.O.	Speaker Kris Steele	Member	New Position	3/09/2012 - 3/08/2015

** When originally created, the Committee was comprised of 7 members with initial terms expiring March 1, 1994 and successors serving until the pleasure of the appointing authority. Effective November 4, 1994, the composition of the Committee was expanded to include 9 members representing at-large and Congressional Districts and serving fixed terms. See 85 O.S. Supp. 1995, Section 201.1

PHYSICIAN ADVISORY COMMITTEE

85 O.S. § 373
Effective August 26, 2011

- A. There is hereby created a Physician Advisory Committee comprised of nine (9) members to be appointed as follows:
1. The Governor shall appoint three members, one of whom shall be licensed in this state as a doctor of medicine and surgery, one of whom shall be engaged in the practice of family medicine in a rural community of the state, and one of whom shall be an osteopathic physician;
 2. The President Pro Tempore of the Senate shall appoint three members, one of whom shall be licensed in this state as a doctor of medicine and orthopedic surgery, one of whom shall be licensed in this state either as a doctor of medicine or a doctor of osteopathy and a neurosurgeon, and one of whom shall be licensed in this state as a podiatric physician; and
 3. The Speaker of the House of Representatives shall appoint three members, one of whom shall be licensed in this state as an osteopathic physician, one of whom shall be licensed in this state either as a doctor of medicine or a doctor of osteopathy and shall be engaged in the practice of occupational medicine, and one of whom shall be licensed in this state as a chiropractic physician.

The terms of members serving on the effective date of this act shall end on the effective date of this act. Thereafter, each position will be filled by the appointing official for a term of three (3) years. Members shall be subject to reappointment, with any new appointee to serve out the remainder of the unexpired term of the Committee member so replaced.

B. The Committee shall:

1. Assist and advise the Administrator of the Workers' Compensation Court regarding utilization review as it relates to the medical practice and treatment of work-related injuries. Such utilization review shall include a review of reasonable and necessary medical treatment; abusive practices; needless treatments, testing, or procedures; or a pattern of billing in excess of or in violation of the Schedule of Medical Fees. The Physician Advisory Committee shall review and make findings and recommendations to the Administrator with respect to charges of inappropriate or unnecessary treatment or procedures, abusive practices, or excessive billing disclosed through utilization review;
2. Assist the Administrator in reviewing medical practices of health care providers, including evaluations of permanent impairment provided by health care providers. The Committee shall review and make findings and recommendations to the Administrator with respect to charges of abusive practices by health care providers providing medical services or evaluations of permanent impairment through the workers' compensation system;
3. After public hearing, review and make recommendations for acceptable deviations from the American Medical Association's "Guides to the Evaluation of Permanent Impairment";
4. After public hearing, review and make recommendations to the Administrator for an alternative method or system to evaluate permanent impairment that shall be used in place of or in combination with the American Medical Association's "Guides to the Evaluation of Permanent Impairment". Appropriate and scientific data shall be considered;

5. After public hearing, adopt Oklahoma Treatment Guidelines and protocols for medical treatment not addressed by the current edition of the Official Disability Guidelines or addressed but not recommended in the ODG section in regard to injuries to the cervical, thoracic, and lumbar spine. The Oklahoma Treatment Guidelines shall be adopted on or before March 1, 2012, and shall remain in full force and effect until superseded.
 - a. The OTG shall be based upon evidence based medicine and scientifically based and nationally peer reviewed literature and shall include treatment for the top fifteen (15) medically-recognized conditions (ICD-9 or successor codes).
 - b. When completed, the OTG shall be submitted to the Oklahoma Workers' Compensation Advisory Council for review. After due notice and public hearing, the Council shall issue a report to the Administrator concerning the OTG submitted. After due notice and public hearing, the Administrator shall adopt or reject the proposal submitted. The OTG shall be submitted by the Administrator to the Governor, the Speaker of the House of Representatives and the President Pro Tempore of the Senate within ten (10) legislative days following adoption. The OTG submitted shall be subject to disapproval by joint or concurrent resolution of the Legislature during the legislative session in which submitted. If disapproved, the existing treatment guidelines shall continue in effect. If the Legislature takes no action on the OTG submitted by the Administrator, the OTG shall become operative thirty (30) days following the adjournment of the Legislature;
 6. After public hearing, adopt Oklahoma Treatment Guidelines for the prescription and dispensing of any controlled substance included in Schedule II of the Uniform Controlled Dangerous Substances Act if not addressed by the current edition of the Official Disability Guidelines;
 7. Review utilization on cases or of providers when requested by any employer, injured employee or insurer. The Committee may issue a public or private censure to any provider for utilization which is excessive or inadequate, or recommend the Court order treatment within the treatment guidelines;
 8. Provide general recommendations to the judges of the Court on the issues of injury causation and apportionment;
 9. Conduct educational seminars for the judges of the Court, employers, employees, and other interested parties;
 10. Assist the judges of the Court in accessing medical information from scientific literature; and
 11. Report its progress annually to the Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives.
- C. The Court shall be bound by treatment guidelines of the latest edition of the Official Disability Guidelines or the Oklahoma Treatment Guidelines.
- D. Members of the Physician Advisory Committee shall receive no compensation for serving on the Committee but shall be reimbursed by the Court for their necessary travel expenses incurred in the performance of their duties in accordance with the State Travel Reimbursement Act.
- E. Meetings of the Physician Advisory Committee shall be called by the Administrator but held at least quarterly. The presence of a simple majority of the members constitutes a quorum. No action shall be taken by the Physician Advisory Committee without the affirmative vote of at least a simple majority of the members.
- F. The Administrator shall provide office supplies and personnel of the Court to assist the Committee in the performance of its duties.

- G. Upon written request, the Insurance Commissioner, CompSource Oklahoma, and every approved self-insured employer in Oklahoma shall provide the Committee with data necessary to the performance of its duties.

- H. Any health care provider acting in good faith and within the scope of the provider's duties as a member of the Physician Advisory Committee shall be immune from civil liability for making any report or other information available to the judges of the Court or to the Administrator or for assisting in the origination, investigation, or preparation of the report or other information so provided.



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LAURA ROBINSON

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NOTICE OF REGULAR MEETING

The Physician Advisory Committee will hold a regular meeting at the Workers' Compensation Court, 1915 N. Stiles, Oklahoma City, Oklahoma on **Friday, January 13, 2012 at 2:00 p.m.**

AGENDA

1. Call to order.
2. Roll call and determination of quorum present.
3. Discussion and possible action concerning minutes for the November 18, 2011 meeting of the Physician Advisory Committee.
4. Discussion and possible action concerning the 2011 Annual Report.
5. Discussion and possible action regarding the Oklahoma Treatment Guidelines, with a subcommittee report from Dr. Remondino.
6. Discussion and possible action regarding Continuing Medical Maintenance Guidelines with a subcommittee report from Dr. Gillock.
7. New business.
8. Adjournment.



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*AN ADVISORY BODY TO THE
 OKLAHOMA WORKERS' COMPENSATION COURT*

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**MINUTES OF THE REGULAR MEETING OF THE PHYSICIAN
 ADVISORY COMMITTEE HELD ON FRIDAY, JANUARY 13, 2012 AT
 THE WORKERS' COMPENSATION COURT IN OKLAHOMA CITY,
 OKLAHOMA.**

Present: Drs. LeRoy E. Young, Robert Remondino, Michael Cooper, Jeff Fox, David Garrett, William R. Gillock, and John Munneke.

Others Present: Workers' Compensation Court Judge John McCormick; Michael Clingman, Court Administrator; Tish Sommer, Special Counsel; Laura Robinson, Court Research Analyst. Jeanne Edmondson from McBride, Sherri Giorgio and Tonya Lee from Medtronic, Michael Carter and Dave Koenke from the Workers' Compensation Advisory Council, Robert Fuxa from Orthopedic Associates, Dan Simmons from CompChoice, Linda Chandler from EEOC, Sheila Harless from Oklahoma Spine and Brain Institute, Patrick Gaines from GGS, Jami Longacre from Longacre Inc, attorney Joe Biscone, attorney Steve Weeks, Angela LeBlanc from Loves, Don Holman and Brian Candeloria from CompSource, and Mike Seney from the State Chamber were also present.

Call to Order: The meeting was called to order by the chairman, Dr. LeRoy E. Young, at 2:02 PM. The Secretary of State's Office had been notified of the meeting and the agenda was posted at the Workers' Compensation Court's Oklahoma City and Tulsa locations, and online on the Workers' Compensation Court's website.

Roll call and determination of quorum: Drs. Leroy E. Young, Robert L. Remondino, Michael Cooper, Jeff Fox, David Garrett and William R Gillock were present. A quorum was noted. Dr. John A. Munneke arrived at 2:10 PM

Announcements and Introductions: Attendees from the Court and the public introduced themselves.

Discussion and possible action concerning minutes for the November 18, 2011 regular meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the November 18, 2011 meeting as written. The vote was as follows:

Dr. Young	aye
Dr. Remondino	aye
Dr. Cooper	aye
Dr. Fox	aye
Dr. Garrett	aye
Dr. Gillock	aye
Dr. Munneke	aye

There being at least five members present voting in favor of the motion, the motion was declared adopted.

Discussion and possible action regarding the 2011 Physician Advisory Committee's Annual Report: The 2011 annual report of the Physician Advisory Committee was approved and will be submitted to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

Discussion and possible action regarding The Oklahoma Treatment Guideline regarding the spine, with a subcommittee report from Dr. Remondino: Dr. Remondino recognized Dr. Hendricks. Dr. Hendricks reported that he amended the guidelines as directed by the Committee at its last meeting to delete references to the Louisiana materials and include a rating for peer-reviewed and evidence-based articles used. The Committee discussed the amended guidelines. A motion was made and seconded to refer the guidelines to public hearing. The vote was as follows:

Dr. Young	aye
Dr. Remondino	aye
Dr. Cooper	aye
Dr. Fox	aye
Dr. Garrett	aye
Dr. Gillock	aye
Dr. Munneke	aye

There being at least five members present voting in favor of the motion, the motion was declared adopted.

Discussion and possible action regarding The Oklahoma Treatment Guidelines related to Schedule II drugs, with a presentation by Dr. Gillock: Dr. Gillock reported that although the Official Disability Guidelines are thorough in the pain management section there were specific categorizations of treatment guidelines that should be included. Five specific categories have been added. The committee discussed the amended guidelines. A motion was made and seconded to refer the guidelines to public hearing. The vote was as follows:

Dr. Young	aye
Dr. Remondino	aye
Dr. Cooper	aye
Dr. Fox	aye
Dr. Garrett	aye
Dr. Gillock	aye
Dr. Munneke	aye

There being at least five members present voting in favor of the motion, the motion was declared adopted.

New Business: Dr. Young announced the Physician Advisory Committee will hold a Public Hearing and Special Meeting on February 10, 2012 at 2:00 PM.

Adjournment: A motion was made and seconded to adjourn. The motion was approved by a unanimous vote. The meeting was adjourned at 2:26 PM.



PHYSICIAN ADVISORY COMMITTEE

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NOTICE OF PUBLIC HEARING

The Physician Advisory Committee will hold a public hearing in the Auditorium of the Oklahoma Judicial Center, 2100 N Lincoln Blvd, Oklahoma City, Oklahoma on **Friday, February 10, 2012 at 2 p.m.**

AGENDA

1. Call to order.
2. Opening remarks by the Chairman of the Physician Advisory Committee.
3. Receive public comments and/or proposals, including views or arguments, orally or in writing, regarding revisions, if any to the Committee's proposed Oklahoma Treatment Guidelines.
4. Receive public comments and/or proposals, including views or arguments, orally or in writing, regarding the proposed Oklahoma Treatment Guidelines for The Use of Schedule II Drugs.
5. Closing comments by the members of the Physician Advisory Committee.

**Special Meeting Immediately Following Same Location
Auditorium of the Oklahoma Judicial Center
2100 N Lincoln Blvd.
Oklahoma City, Oklahoma**



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NOTICE OF SPECIAL MEETING

The Physician Advisory Committee will hold a special meeting in the Auditorium of the Oklahoma Judicial Center, 2100 N Lincoln Blvd., Oklahoma City, Oklahoma on **Friday, February 10, 2012 at 2:00 p.m.**

AGENDA

1. Call to order.
2. Roll call and determination of quorum present.
3. Announcements and introductions.
4. Discussion and possible action concerning minutes for the January 13, 2012 meeting of the Physician Advisory Committee.
5. Discussion and possible action regarding the Oklahoma Treatment Guidelines.
6. Discussion and possible action regarding proposed Oklahoma Treatment Guidelines for The Use of Schedule II Drugs.
7. New business.
8. Adjournment.



PHYSICIAN ADVISORY COMMITTEE

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MINUTES OF THE PUBLIC HEARING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, FEBRUARY 10, 2012 AT THE OKLAHOMA JUDICIAL CENTER IN OKLAHOMA CITY, OKLAHOMA.

Present: Drs. LeRoy E. Young, David Garrett, and William R. Gillock.

Others Present: Workers' Compensation Court Judge John McCormick; Michael Clingman, Court Administrator; Tish Sommer, Special Counsel; Tonya Lee from Medtronic, Robert Fuxa from Orthopedic Associates, Dan Simmons from CompChoice, Linda Chandler from EEOC, Sheila Harless from Oklahoma Spine and Brain Institute, Patrick Gaines from GGS, Jami Longacre from Longacre Inc., attorney Joe Biscone, attorney Larry Brawner, Angela LeBlanc from Loves, attorney Tenal Cooley, attorney Brad McClure, attorney Steve Weeks, Jene Huckabay, Tracy Davis, Jimmy Curry, Rhonda McAlister, Dr. David Randolph, Dr. Trang Nguyen, Christy de la Torre, Cheryl King from Central States Orthopedic Specialists, Rachele Owing, Dave Koeneke from the Worker's Compensation Advisory Council, and Mike Seney from the State Chamber were also present.

Call to Order: The public hearing was called to order by the chairman, Dr. LeRoy E. Young, at 2:09 PM. The Secretary of State's Office had been notified of the public hearing and the agenda was posted at the Workers' Compensation Court's Oklahoma City and Tulsa locations, and online on the Workers' Compensation Court's website.

Opening remarks by the Chairman:

Dr. Young gave a brief history of the Committee's work on the Oklahoma Treatment Guidelines regarding the Spine. Dr. Young informed the public of two pieces of correspondence the committee had received regarding the OTGs. Dr. Young introduced himself and the other members of the committee that were in attendance, Drs Gillock and Garrett. He then opened up the floor to the public.

Receive public comments and/or proposals, including views or arguments, orally or in writing, regarding revisions, if any to the Committee's proposed Oklahoma Treatment Guidelines regarding the Spine.

The Committee heard comments and responded to questions from the following members of the public, Rhonda McAlister with CFR, Dr. Duane Kayler, Dr. Trang Nguyen, Tracy Davies, Dr. Dave Randolph, Terry Woodbeck with Oklahoma Spine Hospital, attorney Steve Weeks, Cheryl King with Central States Orthopedics, attorney Brad McClure, attorney Tenal Cooley.

Receive public comments and/or proposals, including views or arguments, orally or in writing, regarding revisions, if any to the Committee's proposed Oklahoma Treatment Guidelines for the Use of Schedule II Drugs.

Dr. Trang Nguyen spoke on the issue of urine drug testing. Additional comments were requested of others in attendance. There were no further questions or comments.

Closing comments by the members of the Physician Advisory Committee.

Since the members had no closing remarks, Dr. Young concluded the meeting at 3:41pm.



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NOTICE OF SPECIAL MEETING

The Physician Advisory Committee will hold a special meeting at the Workers' Compensation Court, 1915 N. Stiles, Oklahoma City, Oklahoma on **Friday, March 9, 2012 at 3:00 p.m.** in the 2nd floor Court En Banc.

AGENDA

1. Call to order.
2. Roll call and determination of quorum present.
3. Discussion and possible action concerning minutes for the January 13, 2012 meeting of the Physician Advisory Committee.
4. Discussion and possible action concerning minutes for the February 10, 2012 Public Hearing of the Physician Advisory Committee.
5. Discussion and possible action regarding the Oklahoma Treatment Guidelines Regarding the Spine.
6. Discussion and possible action regarding the Oklahoma Treatment Guidelines for the Use of Schedule II Drugs.
7. New business.
8. Adjournment.



PHYSICIAN ADVISORY COMMITTEE

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MINUTES OF THE SPECIAL MEETING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, MARCH 9, 2012 AT THE WORKERS' COMPENSATION COURT IN OKLAHOMA CITY, OKLAHOMA

Present: Drs. LeRoy E. Young, Robert Remondino, Michael Cooper, Jeff Fox, William R. Gillock, John Munneke and C.B. Pettigrew.

Others Present: Workers' Compensation Court Judge John McCormick; Michael Clingman, Court Administrator; Tish Sommer, Special Counsel; Erin Butler, Valerie Stahl, attorney Steve Weeks, attorney Rochelle Guinn, attorney Joe Biscione, attorney Michael Carter, Tiari Harris and Chris Lewis from Worknet, Dan Simmons and Paul Nelson from CompChoice, Sheila Harless from Oklahoma Spine and Brain Institute, Erin Sullivan from Neurosurgery Specialists, Denise Alexander from Tulsa Bone and Joint, Linda Chandler from EEOC, Jeanne Edmondson from McBride, Robert Fuxa from Orthopedic Associates, Tonya Lee, Ann Jones from Williams Companies and George Caldwell from OSMA.

Call to Order: The meeting was called to order by the chairman, Dr. LeRoy E. Young, at 3:04 PM. The Secretary of State's Office had been notified of the meeting and the agenda was posted at the Workers' Compensation Court's Oklahoma City and Tulsa locations, and online on the Workers' Compensation Court's website.

Announcements and Introductions: Dr. Young introduced Dr. C.B. Pettigrew who was appointed to the Physician Advisory Committee by the Speaker of the House.

Roll Call and Determination of Quorum: Drs. LeRoy E. Young, Robert L. Remondino, Michael Cooper, Jeff Fox, William Gillock and C.B. Pettigrew were present. A quorum was noted. Dr. John Munneke arrived at 3:14PM.

Discussion and Possible Action Concerning the Minutes for the January 13, 2012 Regular Meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the January 13, 2012 meeting as written. The motion was approved by a unanimous vote of those present.

Discussion and Possible Action Concerning Minutes for the February 10, 2012 Public Hearing of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the February 10, 2012 public hearing as written. The motion was approved by a unanimous vote of those present.

Discussion and Possible Action On the Oklahoma Treatment Guideline Regarding the Spine:

Dr. Young made introductory comments and advised the guidelines pending before the committee are for discussion and possible action, having previously been submitted to public hearing. He entertained a motion regarding the Oklahoma Treatment Guidelines for the spine. A motion was made and seconded to approve the guidelines. Before proceeding further, Dr. Young asked Michael Clingman to comment on procedures governing the guidelines if approved or disapproved, and on voting requirements for the committee.

Mr Clingman explained that by statute five members of the committee are required for a quorum and that at least five members are required to adopt the guidelines. On procedures governing the Oklahoma Treatment Guidelines, Mr. Clingman said if the guidelines are adopted by the Physician Advisory Committee, they would be submitted to the Advisory Council on Workers' Compensation for a public hearing. The Advisory Council would then make a report on their recommendations to the Court Administrator who would also have a public hearing and either adopt or reject the guidelines. If adopted by the Court Administrator, the guidelines would then go to the legislature who could disapprove them. If no action is taken by the legislature, the guidelines would become effective 30 days after the legislative session. If the guidelines under consideration are not approved by the Physician Advisory Committee, the committee's duty to develop Oklahoma Treatment Guidelines as mandated by statute continues, subject to the review process described earlier involving the Advisory Council, Court Administrator and legislature. He suggested that, based on statute, completion of the guidelines might occur in a subsequent legislative session. A discussion followed regarding which treatment guidelines apply until Oklahoma Treatment Guidelines become operative. There were no questions of Mr. Clingman.

Dr. Young returned to the pending motion for approval of the Oklahoma Treatment Guidelines. Discussion of the motion followed. There was some concern the guidelines did not adhere to the statutory requirement that they cover only matters not recommended or addressed by the Official Disability Guidelines. The motion was advanced and the vote was as follows:

Dr. Young	nay
Dr. Remondino	aye
Dr. Cooper	nay
Dr. Fox	aye
Dr. Gillock	nay
Dr. Pettigrew	nay

There being fewer than five members present voting in favor of the motion, the motion failed.

A motion was then made and seconded to modify the proposed OTG to meet the statutory requirements of SB878. Discussion of the motion followed. An amendment to the motion was made to provide that Dr. Remondino would be responsible for overseeing the modifications. The amendment was seconded and the vote was as follows:

Dr. Young	aye
Dr. Remondino	aye
Dr. Cooper	aye

Dr. Fox	nay
Dr. Gillock	aye
Dr. Munneke	aye
Dr. Pettigrew	aye

There being at least five members present voting in favor of the amendment, the amendment was declared approved.

The motion to modify the Oklahoma Treatment Guidelines for the spine to meet the statutory requirements of SB 878, as amended to provide that the modification be under the direction of Dr. Remondino, was advanced and the vote was as follows:

Dr. Young	aye
Dr. Remondino	aye
Dr. Cooper	aye
Dr. Fox	aye
Dr. Gillock	aye
Dr. Munneke	aye
Dr. Pettigrew	aye

There being at least five members present voting in favor of the motion, as amended, was declared approved.

A discussion followed concerning whether the Official Disability Guidelines (ODG) or previous treatment guidelines adopted by the Physician Advisory Committee control until Oklahoma Treatment Guidelines become operative or if disapproved. Different opinions were expressed. It was suggested that the issue may be determined by a court of law or could be clarified legislatively.

Discussion and Possible Action On the Oklahoma Treatment Guidelines For Use of Schedule II Drugs: Dr. Young made introductory comments regarding the Oklahoma Treatment Guidelines for Use of Schedule II Drugs and read those items made part of the guidelines since not addressed by the Official Disability Guidelines. He advised the proposed guidelines are for discussion and possible action, having previously been submitted to public hearing. Dr. Young entertained a motion on the guidelines. A motion was made and seconded to approve the Oklahoma Treatment Guidelines for Use of Schedule II Drugs. During discussion it was suggested that the Opioid Treatment Agreement and the Informed Consent Document from the committee's 2007 Guidelines for Prescription of Opioid Medications for Acute and Chronic Pain be attached to the Schedule II Drug guidelines. There was no objection. The motion to approve the guidelines was advanced and the vote was as follows:

Dr. Young	aye
Dr. Remondino	aye
Dr. Cooper	aye
Dr. Fox	aye
Dr. Gillock	aye
Dr. Munneke	aye
Dr. Pettigrew	aye

There being at least five members present voting in favor of the motion, the motion was declared approved.

New Business: Dr. Young announced the April 13, 2012 regularly scheduled Physician Advisory Committee meeting has been cancelled and the July 13, 2012 regular meeting has been changed to July 27, 2012.

Dr. Munneke asked whether the committee could address the issue of rating permanent impairment following cataract surgery. Dr. Young asked if there was any case law on the subject. Tish Sommer, Court Special Counsel, mentioned a case and spoke on a new court rule addressing evaluation of eye impairment when there is an intraocular lens.

There was additional discussion regarding the scope of the Oklahoma Treatment Guidelines (OTG) on the spine and regarding which treatment guidelines apply until the OTG become operative.

Adjournment: A motion was made and seconded to adjourn. The motion was approved by a unanimous vote of all members present. The meeting was adjourned at 3:40 PM.



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NOTICE OF REGULAR MEETING

The Physician Advisory Committee will hold a regular meeting at the Workers' Compensation Court, 1915 N. Stiles, Oklahoma City, Oklahoma on **Friday, July 27, 2012 at 2:00 p.m.**

AGENDA

1. Call to order.
2. Roll call and determination of quorum present.
3. Announcements and Introductions.
4. Discussion and possible action concerning minutes for the March 9, 2012 special meeting of the Physician Advisory Committee.
5. Discussion and possible action regarding the Oklahoma Treatment Guidelines regarding the spine.
6. Discussion and possible action regarding Official Disability Guidelines (ODG) and Oklahoma Treatment Guidelines for Schedule II Drugs provision on urine drug screens for chronic pain management.
7. New business.
8. Adjournment.



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MINUTES OF THE REGULAR MEETING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, JULY 27, 2012 AT THE WORKERS' COMPENSATION COURT IN OKLAHOMA CITY, OKLAHOMA

Present: Drs. LeRoy E. Young, Robert Remondino, Michael Cooper, William R. Gillock, John Munneke and C.B. Pettigrew.

Others Present: Workers' Compensation Court Judge Michael Harkey; Tish Sommer, Special Counsel; Erin Butler, Workers' Compensation Court attorney John McCormick, attorney Emily Biscone, attorney Michael Carter, Erin Sullivan from Neurosurgery Specialists, Linda Chandler from EEOC, Jeanne Edmondson from McBride, Robert Fuxa from Orthopedic Associates, Tonya Lee IMPAC, attorney Steve Weeks, Patrick Gaines from IMPAC, attorney, Gene Prigmore, Tammy Phillips from Comprehensive Pain, Bruce Outland from Compsource, James McSpadden, Jami Longacre, Julie Bayless from SW Orthopedics, Dave Koenek from Oklahoma Safety Council, Kevin Blaylock from OSH.

Call to Order: The meeting was called to order by the chairman, Dr. LeRoy E. Young, at 2:02 PM. The Secretary of State's Office had been notified of the meeting and the agenda was posted at the Workers' Compensation Court's Oklahoma City and Tulsa locations, and online on the Workers' Compensation Court's website.

Announcements and Introductions: There were no announcements or introductions.

Roll Call and Determination of Quorum: Drs. LeRoy E. Young, Robert L. Remondino, Michael Cooper, William Gillock and C.B. Pettigrew were present. A quorum was noted. Dr. John Munneke arrived at 2:12PM.

Discussion and Possible Action Concerning the Minutes for the March 9, 2012 Special Meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the March 9, 2012 special meeting as written. The motion was approved by a unanimous vote of those present.

Discussion and Possible Action On the Oklahoma Treatment Guideline Regarding the Spine:

Dr. Remondino presented a draft version of the Oklahoma Treatment Guidelines for the Spine. The Committee discussed reformatting the proposed Guidelines. The committee also discussed removing discography for thoracic spine from the report.

A motion was made and seconded to remove all changes or additions made to ODG that are proposed to be adopted as OTG and place in a separate document for the committee's use. The motion was approved by a unanimous vote of all members present.

A motion was made and seconded that the discography guidelines for the thoracic be pulled out and not recommended.

The motion was approved by a unanimous vote of all members present.

Discussion and Possible Action regarding Official Disability Guidelines (ODG) and the Oklahoma Treatment Guidelines For Use of Schedule II Drugs provision on urine drug screens for chronic pain management.

The committee discussed the frequency of drug screens and chain of custody regarding urine drug screens. The Physician Advisory Committee decided to table the issue until more information can be collected. The Committee also discussed what drugs should be screened for and Dr Young asked if anyone in the audience had any questions or comments. The Committee will address protocols for chain of custody at the next meeting.

New Business:

The Committee decided to set a special meeting on August 24th and a Public Hearing for October 19th with a regular meeting to immediately follow.

Adjournment: A motion was made and seconded to adjourn. The motion was approved by a unanimous vote of all members present. The meeting was adjourned at 3:00 PM.



PHYSICIAN ADVISORY COMMITTEE

AN ADVISORY BODY TO THE
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Workers' Compensation Court
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NOTICE OF SPECIAL MEETING

The Physician Advisory Committee will hold a special meeting at the Workers' Compensation Court, 1915 N. Stiles, Oklahoma City, Oklahoma on **Friday, August 24, 2012 at 2:00 p.m.** in the 2nd floor Court En Banc.

AGENDA

1. Call to order.
2. Roll call and determination of quorum present.
3. Announcements and Introductions.
4. Discussion and possible action concerning minutes for the July 27, 2012 meeting of the Physician Advisory Committee.
5. Discussion and possible action regarding the Oklahoma Treatment Guidelines Regarding the Spine.
6. Discussion and possible action regarding Official Disability Guidelines (ODG) and Oklahoma Treatment Guidelines for the Use of Schedule II Drugs provision on urine drug screens for pain management.
7. New business.
8. Adjournment.



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**MINUTES OF THE SPECIAL MEETING OF THE PHYSICIAN
 ADVISORY COMMITTEE HELD ON FRIDAY, AUGUST 24, 2012 AT
 THE WORKERS' COMPENSATION COURT IN OKLAHOMA CITY,
 OKLAHOMA**

Present: Drs. LeRoy E. Young, Robert Remondino, William R. Gillock, John Munneke and C.B. Pettigrew.

Others Present: Tish Sommer, Special Counsel; Erin Butler, Workers' Compensation Court attorney Eric Russell, attorney Joe Biscone, attorney Jon Derouen, Jeanne Edmondson from McBride, Robert Fuxa from Orthopedic Associates, Tonya Lee IMPAC, Patrick Gaines from IMPAC, attorney, Larry Derryberry, Paul Nelson from Compchoice and Dan Simmons.

Call to Order: The meeting was called to order by the chairman, Dr. LeRoy E. Young, at 2:07 PM. The Secretary of State's Office had been notified of the meeting and the agenda was posted at the Workers' Compensation Court's Oklahoma City and Tulsa locations, and online on the Workers' Compensation Court's website.

Announcements and Introductions: There were no announcements or introductions.

Roll Call and Determination of Quorum: Drs. LeRoy E. Young, Robert L. Remondino, John Munneke, William Gillock and C.B. Pettigrew were present.

Discussion and Possible Action Concerning the Minutes for the March 9, 2012 Special Meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the July 27, 2012 regular meeting as written. The motion was approved by a unanimous vote of those present.

Discussion and Possible Action On the Oklahoma Treatment Guideline Regarding the Spine:

Dr. Remondino presented a draft version of the Oklahoma Treatment Guidelines for the Spine. The committee discussed the proposed guidelines at length. The Committee took a break at 2:25 and resumed at 2:45. The committee continued to discuss spinal fusion and made amendments to the draft guidelines. The committee asked Tish Sommer to ready the document for public hearing. A motion was made and seconded to forward the proposed guidelines as amended today to a public hearing. The motion was advanced and the vote was as follows:

Dr. Cooper	absent
Dr. Fox	absent
Dr. Garrett	absent
Dr. Gillock	aye
Dr. Munneke	aye
Dr. Pettigrew	aye
Dr. Remondino	aye
Dr. Young	aye

There being at least five members present voting in favor of the motion, the motion was declared adopted.

Discussion and Possible Action regarding Official Disability Guidelines (ODG) and the Oklahoma Treatment Guidelines For Use of Schedule II Drugs provision on urine drug screens for chronic pain management.

Chairman said two questions concerning urine drug screens were posed to the Committee. The first was what should be tested for. It was determined that ODG governs that issue. The second question was what chain of custody rules applied. The Chairman recognized Tish Sommer to address urine drug screen chain of custody provisions at the state level. Following discussion, Ms. Sommer was asked to review the U.S. Department of Transportation rules governing chain of custody and to report back to the Committee at its next meeting. There was no objection.

Adjournment: A motion was made and seconded to adjourn. The motion was approved by a unanimous vote of all members present. The meeting was adjourned at 3:25 PM.



PHYSICIAN ADVISORY COMMITTEE

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NOTICE OF PUBLIC HEARING

The Physician Advisory Committee will hold a Public Hearing
in the Concourse Theater
State Capitol Complex tunnel system
Between the Will Rogers Building, 2401 N Lincoln Blvd. and
the Sequoyah Building, 2400 N. Lincoln Blvd.
Oklahoma City, Oklahoma
on **Friday, October 19, 2012 at 2 p.m.**

AGENDA

1. Call to order.
2. Opening remarks by the Chairman of the Physician Advisory Committee.
3. Receive public comments and/or proposals, including views or arguments, orally or in writing, regarding revisions, if any to the Committee's proposed Oklahoma Treatment Guidelines.
4. Closing comments by the members of the Physician Advisory Committee.

**Regular Meeting Immediately Following Same Location
Concourse Theater
State Capitol Complex tunnel system
Between the Will Rogers Building, 2401 N Lincoln Blvd.
and the Sequoyah Building, 2400 N. Lincoln Blvd.
Oklahoma City, Oklahoma**



PHYSICIAN ADVISORY COMMITTEE

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NOTICE OF REGULAR MEETING

The Physician Advisory Committee will hold a Regular Meeting
in the Concourse Theater
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Between the Will Rogers Building, 2401 N Lincoln Blvd. and
the Sequoyah Building, 2400 N. Lincoln Blvd.
Oklahoma City, Oklahoma
on **Friday, October 19, 2012 at 2 p.m.**

AGENDA

1. Call to order.
2. Roll call and determination of quorum present.
3. Announcements and introductions.
4. Discussion and possible action concerning minutes for the August 24, 2012 special meeting of the Physician Advisory Committee.
5. Discussion and possible action regarding the Oklahoma Treatment Guidelines for the Spine.
6. Discussion and possible action regarding the Oklahoma Treatment Guidelines for The Use of Schedule II Drugs.
7. Discussion and possible action regarding proposed scheduling of regular meetings for the year 2013.
8. New business.
9. Adjournment.

**Concourse Theater
State Capitol Complex tunnel system
Between the Will Rogers Building, 2401 N Lincoln Blvd.
and the Sequoyah Building, 2400 N. Lincoln Blvd.
Oklahoma City, Oklahoma**



PHYSICIAN ADVISORY COMMITTEE

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MINUTES OF THE PUBLIC HEARING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, OCTOBER 19, 2012 AT THE CONCOURSE THEATER.

Present: Drs. LeRoy E. Young, Robert L. Remondino, Michael Cooper, David Garrett, William R. Gillock, John A. Munneke and C.B. Pettigrew.

Others Present: Michael Clingman, Court Administrator; Tish Sommer, Special Counsel; Erin Butler and Eric Russell from the Workers' Compensation Court, Tonya Lee from IMPAC, Linda Chandler from EEOC, Sheila Harless from Oklahoma Spine and Brain Institute, attorney Joe Biscone, Angela LeBlanc from Loves, attorney Steve Weeks, Cheryl King from Central States Orthopedic Specialists, John McCormick from CompSource, Jeanne Edmondson from McBride, Bruce Outland from CompSource, Patti Phillips from Love's, Debra Christian from OPTA, Julie Bayless from Southwest Orthopedic, Dr. Gerald Hale and Yvonne Redington from Tulsa Integrated Pain Services, Richard Wedic from Southwestern Medical Center, Donna Sperling from CBR, Dave Koenke from the Worker's Compensation Advisory Council, and Mike Seney from the State Chamber were also present.

Call to Order: The public hearing was called to order by the chairman, Dr. LeRoy E. Young, at 2:11 PM. The Secretary of State's Office had been notified of the public hearing and the agenda was posted at the Workers' Compensation Court's Oklahoma City and Tulsa locations, and online on the Workers' Compensation Court's website.

Opening remarks by the Chairman:

Dr. Young gave a brief description of the Oklahoma Treatment Guidelines regarding the Spine. Dr. Young informed the public of two pieces of correspondence the committee had received regarding the OTGs. He then opened up the floor to the public.

Receive public comments and/or proposals, including views or arguments, orally or in writing, regarding revisions, if any to the Committee's proposed Oklahoma Treatment Guidelines regarding the Spine.

Debbie Christen with the Oklahoma Physical Therapy Association spoke on the issue of physical therapy in regards to spinal fusion.

Closing comments by the members of the Physician Advisory Committee.

Since the members had no closing remarks, Dr. Young concluded the meeting at 2:20pm.



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MINUTES OF THE REGULAR MEETING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, OCTOBER 19, 2012 AT THE CONCOURSE THEATER.

Present: Drs. LeRoy E. Young, Robert L. Remondino, Michael Cooper, David Garrett, William R. Gillock, John A. Munneke and C.B. Pettigrew.

Others Present: Michael Clingman, Court Administrator; Tish Sommer, Special Counsel; Erin Butler and Eric Russell from the Workers' Compensation Court, Tonya Lee from IMPAC, Linda Chandler from EEOC, Sheila Harless from Oklahoma Spine and Brain Institute, attorney Joe Biscone, Angela LeBlanc from Loves, attorney Steve Weeks, Cheryl King from Central States Orthopedic Specialists, John McCormick from CompSource, Jeanne Edmondson from McBride, Bruce Outland from CompSource, Patti Phillips from Love's, Debra Christian from OPTA, Julie Bayless from Southwest Orthopedic, Dr. Gerald Hale and Yvonne Redington from Tulsa Integrated Pain Services, Richard Wedic from Southwestern Medical Center, Donna Sperling from CBR, Dave Koenke from the Worker's Compensation Advisory Council, and Mike Seney from the State Chamber were also present.

Call to Order: The regular meeting was called to order by the chairman, Dr. LeRoy E. Young, at 2:20 PM. The Secretary of State's Office had been notified of the public hearing and the agenda was posted at the Workers' Compensation Court's Oklahoma City and Tulsa locations, and online on the Workers' Compensation Court's website.

Announcements and Introductions: None

Roll Call and Determination of Quorum: Drs. LeRoy E. Young, Robert L. Remondino, Michael Cooper, David Garrett, William Gillock, John Munneke and C.B. Pettigrew were present.

Discussion and Possible Action Concerning the Minutes for the August 24, 2012 Special Meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the August 24, 2012 special meeting as written. The motion was approved by a unanimous vote of those present.

Discussion and Possible Action On the Oklahoma Treatment Guideline Regarding the Spine: The proposal was made that it should be unambiguously stated in OTG that a person should not have a spinal fusion if they smoke. The committee discussed the problem that smokers often have multiple surgeries that fail because the patients are smokers. Michael Clingman advised that if the

Committee passed a rule that smokers are prohibited from surgery, this might be considered an impermissible legislative act. Dr. Remondino also discussed problems with enforcement, and the fact that a large number of patients requiring spinal fusions happen to be smokers. Mr. Seney proposed that the PAC make recommendations to the legislature that, not the first surgery, but subsequent surgeries, be prohibited in the cases of patients who are unable or unwilling to quit smoking. The Chairman read an introduction and background for the Oklahoma Treatment Guidelines for the Spine.

A motion was made and seconded to add the introduction and background to the Oklahoma Treatment Guidelines for the Spine. The motion was advanced and the vote was as follows:

Dr. Cooper	aye
Dr. Fox	absent
Dr. Garrett	aye
Dr. Gillock	aye
Dr. Munneke	aye
Dr. Pettigrew	aye
Dr. Remondino	aye
Dr. Young	aye

A motion was made and seconded to approve the Oklahoma Treatment Guidelines for the Spine. The motion was advanced and the vote was as follows:

Dr. Cooper	aye
Dr. Fox	absent
Dr. Garrett	aye
Dr. Gillock	aye
Dr. Munneke	aye
Dr. Pettigrew	aye
Dr. Remondino	aye
Dr. Young	aye

Discussion and possible action regarding Oklahoma Treatment Guidelines for Schedule II Drugs.

Dr. Gillock brought to the committee's attention a scrivener's error in the Oklahoma Treatment Guidelines for the use of Schedule II Drugs. Accordingly, Dr. Gillock moved to amend the guideline by changing ¶6 to ¶5a. The motion was seconded by Dr. Munneke and the vote was as follows:

Dr. Cooper	aye
Dr. Fox	absent
Dr. Garrett	aye
Dr. Gillock	aye
Dr. Munneke	aye
Dr. Pettigrew	aye
Dr. Remondino	aye

Dr. Young aye

Discussion and possible action regarding proposed scheduling of regular meetings for the year 2013 as follows: January 11, April 12, July 12, October 25, to begin at 2:00 pm on each date. Having no objections, this schedule was adopted for the Physician Advisory Committee meetings for the upcoming year.

New Business: None

Adjournment: A motion was made and seconded to adjourn. The motion was approved by a unanimous vote of all members present. The meeting was adjourned at 2:40 PM.