

**2011 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 Kris Steele
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.

COMMITTEE STAFF

Oklahoma Workers' Compensation Court

Laura Robinson, Research Analyst

**2011 ANNUAL REPORT
OF THE
PHYSICIAN ADVISORY COMMITTEE**

I.

INTRODUCTION

This is the 2011 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 2011.

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.; and John A. Munneke, M.D.. 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. 2011 ACTIVITIES

During the first half of 2011, the Physician Advisory Committee concentrated on the continued development of guidelines and protocols for the treatment of injured workers pursuant to the legislature's statutory direction. The Committee continued to review nationally accepted treatment guidelines and protocols in the treatment areas mandated by the legislature, including the American Pain Society's reports on Pain Management and on Back Pain, Medicare's study on Epidural Injections, and the North American Spine Society's Guidelines on Cervical Radiculopathy. The Committee's focus in Pain Management was to identify specific treatment goals, as recommended in the American Pain Society report.

The new Workers' Compensation Code became effective August 26, 2011, and this impacted the statutory duties of the Committee. The new Code requires that, effective March 1, 2012, medical treatment be provided in accordance with the current edition of the Official Disability Guidelines (ODG), except in certain instances where the Physician Advisory Committee is to develop and adopt Oklahoma Treatment Guidelines (OTG). The Committee's primary focus became the development of the OTG for the cervical, thoracic, and lumbar spine for treatment either not addressed or addressed but not recommended by the Official Disability Guidelines. The Committee also continues to work toward the development of OTG for the prescription and dispensing of any controlled substances included in Schedule II of the Uniform Controlled Dangerous Substances Act.

In September 2011, Chairman LeRoy Young, D.O., and Committee Members William Gillock, M.D. and John Munneke, M.D. participated in the Oklahoma Workers' Compensation Court's biennial educational conference entitled *New Directions, New Challenges*. Dr. Young discussed permanent impairment ratings. Dr. Munneke presented information on continuing medical maintenance. Dr. Gillock discussed the impact of the new Workers' Compensation Code on the Physician Advisory Committee.

IV. PUBLIC MEETINGS

The Committee held four (4) public meetings in 2011. 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 2012 are scheduled for January 13, 2012, April 13, 2012, July 13, 2012, and October 12, 2012. 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
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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	
Vacant	Occupational Medicine	Speaker of the House	

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.
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

** 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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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, February 25, 2011 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 October 8, 2010 meeting of the Physician Advisory Committee.
5. Discussion and possible action regarding the 2010 Annual Report of the Physician Advisory Committee.
6. Subcommittee report and possible action regarding Pain Management.
7. Subcommittee report and possible action regarding Epidural Injections.
8. Subcommittee report and possible action regarding the North American Spine Society's Guidelines on Cervical Radiculopathy.
9. Subcommittee report and possible action regarding the American Pain Society's report on Back Pain.
10. Subcommittee report and possible action regarding duration of treatment for the spine.
11. Subcommittee report and possible action regarding duration of treatment for the upper and lower extremities.
12. New business.
13. Adjournment.



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MINUTES OF THE REGULAR MEETING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, FEBRUARY 25, 2011 AT THE WORKERS' COMPENSATION COURT IN OKLAHOMA CITY, OKLAHOMA.

Present: Drs. LeRoy E. Young, Robert Remondino, David Garrett, William R. Gillock, John Munneke, and Keith Muse.

Others Present: Workers' Compensation Court Judge John McCormick; Michael Clingman, Court Administrator; Laura Robinson, Court Research Analyst. Anna Thompson from Medtronic, Jeanne Edmondson from McBride, Robert Fuxa from Ortho Associates, Linda Chandler from EEOC, Elizabeth Svoboda from Neurosurgery Specialists, Sheila Dowler from OSBI, Patrick Gaines, Bart McSpadden, and Joe Biscone were also present.

Call to Order: The meeting was called to order by the chairman, Dr. LeRoy E. Young, at 2:08 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. Jeff Fox, Duane Koehler, Scott Mitchell were absent. All other members were present. A quorum was noted.

Announcements and Introductions: Dr. David Garrett was introduced as the newest member of the Committee. Members of the public attending the meeting were recognized by the chairman and introduced themselves.

Discussion and possible action concerning minutes for the October 8, 2010 meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the October 8, 2010 meeting. The motion was approved by a unanimous vote of those present.

Discussion and possible action concerning the 2010 Annual Report of the Physician Advisory Committee: The 2010 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.

Subcommittee report and possible action regarding the American Pain Society report on Pain Management: The subcommittee found no substantive changes between the American Pain Society report and the current PAC guidelines. The American Pain Society report does recommend having specific goals in treatment, so the Subcommittee will work further to identify treatment goals.

Subcommittee report and possible action regarding Medicare’s study on Epidural Injections: The Subcommittee is still reviewing this study. Dr. Gillock will now head the subcommittee.

Subcommittee report and possible action regarding the North American Spine Society’s Guidelines on Cervical Radiculopathy: The Subcommittee is still reviewing these guidelines, so the Committee will discuss this study further at the next meeting.

Subcommittee report and possible action regarding the American Pain Society’s report on Back Pain: The Committee discussed the treatment recommendations made by the report. The report included eight recommendations. For each of the eight recommendations, a motion was made to not include it in the Physician Advisory Committee guidelines; each motion passed unanimously. Therefore, none of the recommendations will be included in Physician Advisory Committee guidelines.

Subcommittee report and possible action regarding duration of treatment for the spine: The Committee will wait for further action until “duration of treatment” is clarified.

Subcommittee report and possible action regarding duration of treatment for the upper and lower extremities: The Committee will wait for further action until “duration of treatment” is clarified.

New Business: Several legislators held a task force on Vocational Rehabilitation for the Injured Worker on November 30, 2010. The Task Force asked the Committee to provide a list of fifteen to twenty conditions for which a doctor can immediately recognize the patient will need vocational rehabilitation, even before the patient reaches maximum medical improvement. The Committee discussed and submitted a list of conditions to the Task Force.

Adjournment: The meeting was adjourned at 3:10 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, April 15, 2011 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 February 25, 2011 meeting of the Physician Advisory Committee.
5. Subcommittee report and possible action regarding Pain Management.
6. Subcommittee report and possible action regarding Epidural Injections.
7. Subcommittee report and possible action regarding the North American Spine Society's Guidelines on Cervical Radiculopathy.
8. New business.
9. Adjournment.



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MINUTES OF THE REGULAR MEETING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, APRIL 15, 2011 AT THE WORKERS' COMPENSATION COURT IN OKLAHOMA CITY, OKLAHOMA.

Present: Drs. LeRoy E. Young, Michael Cooper, Jeff Fox, David Garrett, William R. Gillock, and Scott Mitchell.

Others Present: Workers' Compensation Court Judges Owen Evans and John McCormick; Laura Robinson, Court Research Analyst. Bruce Outland from CompSource, Cheryl King from CSOS, Sheila Dowler from OSBI, Chris Lewis from WorkNet, and attorney Joe Biscone were also present.

Call to Order: The meeting was called to order by the chairman, Dr. LeRoy E. Young, at 2:04 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.

Roll call and determination of quorum: Drs. Robert Remondino, John Munneke and Keith Muse were absent. All other members were present. A quorum was noted.

Announcements and Introductions: Dr. Michael Cooper was introduced as the newest member of the Committee.

Discussion and possible action concerning minutes for the February 25, 2011 meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the February 25, 2011 meeting. The motion was approved by a unanimous vote of those present.

Sub-committee report and possible action regarding the American Pain Society report on Pain Management: The report from the Pain Management sub-committee was discussed. The report concluded that the American Pain Society guidelines parallel the Physician Advisory Committee guidelines. The development of a possible IME list for pain management was discussed.

Sub-committee report and possible action regarding Medicare's study on Epidural Injections: The sub-committee reported that after review of Medicare's study, no changes need to be made to the Physician Advisory Committee's guidelines.

Sub-committee report and possible action regarding the North American Spine Society's Guidelines on Cervical Radiculopathy: The sub-committee is still reviewing these guidelines.

New Business: None.

Adjournment: The meeting was adjourned at 2:26 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 22, 2011 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 April 15, 2011 meeting of the Physician Advisory Committee.
5. Review and discussion regarding legislative enactments affecting the Physician Advisory Committee, including a presentation by attorney Bob Burke.
6. Discussion and possible action regarding participation in a seminar covering the Official Disabilities Guidelines.
7. Discussion and possible action regarding the Physician Advisory Committee's duty to adopt Oklahoma Treatment Guidelines relating to the spine.
8. Discussion and possible action regarding the Physician Advisory Committee's duty to adopt Oklahoma Treatment Guidelines related to Schedule II drugs if not addressed by the Official Disabilities Guidelines.
9. Update concerning the Treatment Guidelines for Continuing Medical Maintenance.
10. New business.
11. Adjournment.



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MINUTES OF THE REGULAR MEETING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, JULY 22, 2011 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, Scott Mitchell, John Munneke, and Keith Muse.

Others Present: Workers' Compensation Court Judge John McCormick; Michael Clingman, Court Administrator; Tish Sommer, Special Counsel; Laura Robinson, Court Research Analyst. Tonya Lee from Medtronic, Sherri Giorgio from Medtronic, Jeanne Edmondson from McBride, Bruce Outland from CompSource, Cheryl King from CSOS, Erin Sullivan from Neurosurgery Specialists, Sherry Oden from CompSource, Linda Chandler from EOOC, Sheila Dowler from OSBI, Patrick Gaines from GES, Michael Carter from Phillips Murrah, Mike Seney from the State Chamber, Robert Fuxa from Orthopedic Associates, Chris Lewis from WorkNet, attorney Bob Burke, Yvonne Redington from Tulsa Integrated Pain, Gerald Hale from Tulsa Integrated Pain, attorney Joe Biscone, attorney Aaron Corbett, Kevin Blaylock from IMPAC, Frank Hackl from Tulsa Integrated Pain, Patti Davis from the OK Hospital Association, Roy Wood from NCCI, and Kenny Wood from CompSource were also present.

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.

Roll call and determination of quorum: All members were present. A quorum was noted.

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

Discussion and possible action concerning minutes for the April 15, 2011 meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the April 15, 2011 meeting. The motion was approved by a unanimous vote of those present.

Review and discussion regarding legislative enactments affecting the Physician Advisory Committee, including a presentation by attorney Bob Burke: Bob Burke summarized relevant areas of the new Workers' Compensation Code relevant to the Physician Advisory Committee. Topics

included the Official Disability Guidelines, Oklahoma Treatment Guidelines, Form A's, and the effective dates for each of these changes.

Discussion and possible action regarding participation in a seminar covering the Official Disability Guidelines: The Court will work with the Committee to set up a seminar covering the Official Disability Guidelines.

Discussion and possible action regarding the Physician Advisory Committee's duty to adopt Oklahoma Treatment Guidelines relating to the spine: Dr. Remondino was asked to oversee the beginning development of the Oklahoma Treatment Guidelines. Dr. Hendricks had been asked to assist the Committee in the formation of the guidelines. The timeline for development of the guidelines was discussed.

Discussion and possible action regarding the Physician Advisory Committee's duty to adopt Oklahoma Treatment Guidelines related to Schedule II drugs if not addressed by the Official Disability Guidelines: The PAC will review ODG to see what if any further action should be taken.

Update concerning the Treatment Guidelines for Continuing Medical Maintenance: The PAC will review the guidelines as written and discuss at the next meeting to see what if any further action should be taken.

New Business: None.

Adjournment: The meeting was adjourned at 3:01 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, November 18, 2011 at 2:00 p.m.**

AMENDED AGENDA

1. Call to order.
2. Roll call and determination of quorum present.
3. Discussion and possible action concerning minutes for the July 22, 2011 meeting of the Physician Advisory Committee.
4. Discussion and possible action regarding proposed Continuing Medical Maintenance Guidelines.
5. Discussion and possible action regarding the Physician Advisory Committee's duty to adopt Oklahoma Treatment Guidelines related to Schedule II drugs if not addressed by the Official Disabilities Guidelines, with a presentation by Dr. Gillock.
6. Discussion, possible action, and presentation by Dr. Remondino on the Oklahoma Treatment Guidelines.
7. Discussion and possible action regarding the Washington State Department of Labor & Industries' lumbar fusion surgery information form.
8. Discussion and possible action regarding proposed scheduling of regular meetings for the year 2012 as follows: January 13, April 13, July 13, October 12, to begin at 2:00 pm on each date.
9. New business.
10. Adjournment.



PHYSICIAN ADVISORY COMMITTEE
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MINUTES OF THE REGULAR MEETING OF THE PHYSICIAN ADVISORY COMMITTEE HELD ON FRIDAY, NOVEMBER 18, 2011 AT THE WORKERS' COMPENSATION COURT IN OKLAHOMA CITY, OKLAHOMA.

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

Others Present: Workers' Compensation Court Judges John McCormick and Gene Prigmore; Michael Clingman, Court Administrator; Tish Sommer, Special Counsel; Laura Robinson, Court Research Analyst. Jeanne Edmondson and Rachelle Owings from McBride, Anna Thompson from Medtronic, Jerry Whorton from Consolidated Benefits Resources, Michael Carter and Dave Koeneke from the Workers' Compensation Advisory Council, attorney Tim Cooley, Chris Lewis from WorkNet, Robert Fuxa from Orthopedic Associates, Richard Phillips from Medtronic, Dan Simmons from CompChoice, Randall Hendricks, M.D. and Cheryl King from CSOS, Tiar Harris, M.D. from WorkNet, Linda Chandler from EOOC, Sheila Harless from Oklahoma Spine and Brain Institute, Roy Wood from NCCI, Kenny Wood from CompSource, Patrick Gaines from GGS, Jami Longacre from Longacre Inc, attorney Joe Biscone, Angela LeBlanc from Loves, Don Holman from CompSource, attorney Larry Brawner, 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 2:04 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.

Roll call and determination of quorum: Dr. Fox was absent; all others were present. A quorum was noted.

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

Discussion and possible action concerning minutes for the July 22, 2011 meeting of the Physician Advisory Committee: A motion was made and seconded to approve the minutes of the July 22, 2011 meeting. The motion was approved by a unanimous vote of those present.

Discussion and possible action regarding proposed Continuing Medical Maintenance Guidelines: Because of the new statute regarding Workers' Compensation, there is no longer a need for the Continuing Medical Maintenance Guidelines.

Discussion and possible action regarding the Physician Advisory Committee's duty to adopt Oklahoma Treatment Guidelines related to Schedule II drugs if not addressed by the Official Disabilities Guidelines, with a presentation by Dr. Gillock: The new Workers' Compensation Statute allows the Physician Advisory Committee to create guidelines concerning Schedule II drugs, if not addressed by the Official Disability Guidelines. Dr. Gillock was appointed to head a subcommittee to develop new guidelines that are consistent with the new statute.

Discussion, possible action and presentation by Dr. Remondino on the Oklahoma Treatment Guidelines: Michael Clingman, Court Administrator, discussed the statute regulating the Oklahoma Treatment Guidelines, including the process for adopting the Guidelines. Dr. Remondino discussed the background on the charge to develop the Oklahoma Treatment Guidelines. Dr. Hendricks presented a draft version of the Oklahoma Treatment Guidelines, with the basis of their development.

The Committee discussed the need for the guidelines to be evidence-based, and discussed the Tier 1, 2, and 3 ratings. The Committee discussed whether it would be helpful to have a rating listed with each article that is referenced in the Guidelines. The Committee also discussed removing references to Louisiana's Guidelines. A motion was made that the referenced items that are disagreed with, "red-lined items" in document presented, will be rated Tier 1, 2, or 3, and that the Louisiana material will be removed from the document. An individual member vote was taken, and the motion passed. Dr. Hendricks will make the requested changes, and the Committee will discuss the new guidelines at the next scheduled meeting.

Discussion and possible action regarding the Washington State Department of Labor & Industries' lumbar fusion surgery information form: The Committee considered whether they should develop a similar surgery information form for Oklahoma. The Committee decided that, because there was no legal requirement for doctors to share such a form with the patients, and that it would be advisory only, the Physician Advisory Committee will not move forward with the development of a form at this time.

Discussion and possible action regarding proposed scheduling of regular meetings for the year 2012 as follows: January 13, April 13, July 13, October 12, 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: The meeting was adjourned at 3:33 PM.