

TITLE 8. INDUSTRIAL RELATIONS
DIVISION 1. DEPARTMENT OF INDUSTRIAL RELATIONS
CHAPTER 4.5. DIVISION OF WORKERS' COMPENSATION
SUBCHAPTER 1. ADMINISTRATIVE DIRECTOR -- ADMINISTRATIVE RULES
ARTICLE 5.5.2 MEDICAL TREATMENT UTILIZATION SCHEDULE

§ 9792.23. Clinical Topics

(a) [No change]

(b) For all conditions or injuries not addressed in the MTUS, the authorized treatment and diagnostic services in the initial management and subsequent treatment for presenting complaints shall be in accordance with other scientifically and evidence-based medical treatment guidelines that are nationally recognized by the medical community pursuant to section 9792.21(d)(1).

(1) In providing treatment using other guidelines pursuant to subdivision (b) above and in the absence of any cure for the patient who continues to have pain that persists beyond the anticipated time of healing lasting three or more months from the initial onset of pain, the chronic pain medical treatment guidelines in section 9792.24.2 shall apply and supersede any applicable chronic pain guideline in accordance with section 9792.23(b).

(2) [No change]

Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.

Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.

§ 9792.24.2. Chronic Pain Medical Treatment Guidelines

(a) The Chronic Pain Medical Treatment Guidelines ~~(May, 2009)~~ [insert effective date of regulations], consisting of two parts, are adopted and incorporated by reference into the MTUS. Part 1 is entitled Introduction. Part 2 is entitled Pain Interventions and Treatments, the "Official Disability Guidelines (ODG) Treatment in Workers' Compensation – Pain (Chronic)" consisting of an edited version from the Official Disability Guidelines published on April 6, 2015, which the Division of Workers' Compensation has adapted with permission from the publisher. These guidelines replace Chapter 6 of the ACOEM Practice Guidelines, 2nd Edition (2004). Where the clinical topic sections of the MTUS in the series of sections commencing with 9792.23.1 et seq., make reference to Chapter 6 or when there is a reference to the "pain chapter," or "pain assessment," the chronic pain medical treatment guidelines will apply instead of Chapter 6. A copy of the Chronic Pain Medical Treatment Guidelines may be obtained from the

Medical Unit, Division of Workers' Compensation, P.O. Box 71010, Oakland, CA 94612-1486, or from the DWC web site at <http://www.dwc.ca.gov>.

(b) ~~The eChronic pPain mMedical tTreatment gGuidelines~~ apply when the patient has chronic pain ~~as determined by following the clinical topics as defined in section 9792.20.~~

(c) When a patient ~~is diagnosed with~~ has chronic pain and the treatment for the condition is covered in the ~~eClinical tTopics~~ sections of the MTUS but is not addressed in the ~~eChronic pPain mMedical tTreatment gGuidelines~~, the ~~eClinical tTopics~~ section applies to that treatment.

(d) When a patient has chronic pain and the treatment is addressed in both the ~~eChronic pPain mMedical tTreatment gGuidelines~~ and the specific guideline found in the ~~eClinical tTopics~~ section of the MTUS or if the treatment is only addressed in the Chronic Pain Medical Treatment Guidelines, then the ~~eChronic pPain mMedical tTreatment gGuidelines~~ shall apply.

~~(e) Appendix D – Chronic Pain Medical Treatment Guidelines – Division of Workers' Compensation and Official Disability Guidelines References (May, 2009) is incorporated by reference into the MTUS as supplemental part of the Chronic Pain Medical Treatment Guidelines. A copy of Appendix D may be obtained from the Medical Unit, Division of Workers' Compensation, P.O. Box 71010, Oakland, CA 94612-1486, or from the DWC web site at <http://www.dwc.ca.gov>.~~

Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.

Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.

§ 9792.24.4. Opioids Treatment Guidelines

(a) The Opioids Treatment Guidelines [insert effective date of regulations] consisting of two parts, is entitled “The Guideline for the Use of Opioids to Treat Work-Related Injuries,” and is adopted and incorporated by reference into the MTUS. Part 1 contains the executive summary, abbreviated treatment protocols, background information, complete recommendations, and appendices with useful tools for clinicians. Part 2 contains supplemental information consisting of a discussion of the medical evidence supporting the recommendations and a summary of recommendations from other guidelines that were reviewed. These guidelines replace the existing parts of the MTUS that refer to opioid use. A copy of the Opioids Treatment Guidelines may be obtained from the Medical Unit, Division of Workers' Compensation, P.O. Box 71010, Oakland, CA 94612-1486, or from the DWC web site at <http://www.dwc.ca.gov>.

(b) The Opioids Treatment Guidelines describe the appropriate use of opioid medications as part of an overall multidisciplinary treatment regimen for acute,

sub-acute, post-operative, and chronic non-cancer pain. These guidelines apply when the use of opioid medications is being considered as part of the treatment regimen.

Authority: Sections 133, 4603.5, 5307.3, and 5307.27, Labor Code.
Reference: Sections 77.5, 4600, 4604.5, and 5307.27, Labor Code.