

NATIONAL REGULATORS ROUNDTABLE

Topics For Consideration

1. “Gig” economy.
2. Workplace and Agency Security
3. Presumptions for First Responders
4. With presumptions for non-typical workers’ compensation health issues, are jurisdictions having a difficult time finding doctors willing to treat workers’ compensation claimants?
5. Coverage issue concerns - remote workers and telework situations. Does this expand the “within the course of employment” component of compensable claims?
6. PEO Coverage Issues
7. Frett v. State Farm case
8. Atypical Claims - Heat related, Pet Related, Wild Animals, etc.
9. Repetitive stress injuries ... are they compensable in your jurisdiction? Are there proof issues?
10. Fee schedules
11. Medical marijuana.
12. Opioid use disorder.
13. Telemedicine ... Are any jurisdictions seeing it used in workers’ compensation claims?
14. Authorization for medical care / Delays / UR / Peer to Peer Connections...
15. Medical management. What is permissible? Helpful? Are any jurisdictions using nurses with social work training to provide empathetic support to workers - to help them adjust to a new normal?
16. Requests for personalized medical care? Medical care that depends on a patient’s DNA? Is this coming to comp? What are the implications?
17. Focus on Wellness
18. Return to work / the termination of injured workers?
19. Benefit rates...legislative changes?
20. Impairment ratings...constitutional challenges to the use of a specific edition of the AMA guides?
21. Access to justice. Interpreters? What is reasonable?
22. Access to justice - Teleconferenced hearings
23. Judicial Hearing Issues - new medical treatment or experimental medical procedures. Are any states conducting Daubert hearings on these issues How is medical evidence tendered?
24. Litigation delay issues.

25. Technology issues...paper files? ...online security concerns from ransomware or malicious destruction? ...misuse by employees?

26. Technology issue - loss of jobs & impact on workers' compensation in the future?
Additional future WC concerns related to driverless vehicles, artificial intelligence adjusters or underwriters, kiosks in restaurants, more robotics...

27. In-house or outsource data collection of income and medical info? ...and purpose of collection...research?...monitor performance?...process claims?...other?

28. Misclassification of employees remains an ongoing problem.

29. Federal intrusion via bankruptcy judges into the state's authority regarding WC security for SIE.

30. Air Ambulance fees.

31. Medical malpractice in workers' compensation claims - Do any jurisdictions prohibit medical malpractice claims against doctors treating/evaluating workers' compensation claimants?

32. Full and final settlements? ... Medicare Set- Asides?