Proposed Rule Changes - Independent Medical Examinations

Row	---------- Existing Wording ----------			Proposed New Wording
	5.7.10 **Service Connected Disability**	**5.8.11** **Nonservice Connected Disability**	**5.9.06** **Medical Benefits**	
1	(A) If requested by the Director, any Member eligible to receive benefits under this program is required to undergo a medical examination by one or more licensed physician or psychologist. Should the Member fail to submit to the examination, or obstructs the same, the Member's rights to benefits may be suspended or reduced by the Director until the exam has taken place.	(A) If requested by the Director, any Member eligible to receive benefits under this program is required to undergo a medical examination by one or more licensed physician or psychologist. Should the Member fail to submit to the examination, or obstructs the same, the Member's rights to benefits may be suspended or reduced by the Director until the exam has taken place.	(A) If requested by the Director, any Member eligible to receive benefits under this program is required to undergo a medical examination by one or more licensed physician or psychologist. Should the Member fail to submit to the examination, or obstructs the same, the Member's rights to benefits may be suspended or reduced by the Director until the exam has taken place.	(A) If requested by the Director, any Member ***potentially*** eligible to receive benefits under this program is required to undergo a***n Independent M*** ~~m~~edical ***E*** examination ***(IME)*** by one or more licensed physicians or psychologists. Should the Member fail to submit to the examination, or obstructs the same the Member's rights to benefits may be suspended or reduced by the Director until the exam has taken place. *Change applies to 5.7.10, 5.8.11 & 5.9.06*
2			(C)(2) The Member may request a change in the appointment date, time or place for good cause.	(B) The Member may request a change in the ***IME*** appointment date, time or place for good cause. *Change applies to 5.9.06; add to 5.7.10, &5.10.11*

Proposed Rule Changes - Independent Medical Examinations

Row	---------- Existing Wording ---------- 5.7.10 Service Connected Disability	5.8.11 Nonservice Connected Disability	5.9.06 Medical Benefits	Proposed New Wording
3	(B) The Member and the Member's attorney shall be simultaneously notified in writing of a scheduled medical examination under these Administrative Rules. Unless waived at the Member's request or with the Member's permission, Member's Notification of the medical examination shall be in writing, sent at least ten (10) days prior to the date of the examination, and include the following information: (1) The name of the examiner or facility; (2) A statement of the specific purpose for the examination and, identification of the medical specialties of the examiners; (3) The date, time and place of the examination; and (4) The first and last name of the Member's Attending Physician and verification that the Member's Attending Physician was informed of the examination. Ten day notification may be waived at Member's request or with the Member's permission.	(B) FPDR will mail a written notice to the Member by certified and regular mail at least 14 calendar days prior to the IME appointment date. If the Member has an attorney, the Member's attorney shall be simultaneously notified in writing of a scheduled medical examination under these Administrative Rules. FPDR shall provide fewer than 14 days notice if the Member agrees. The Member's notification of the medical examination shall include the following information: (1) The name of the examiner or facility; (2) A statement of the specific purpose for the examination and, identification of the medical specialties of the examiners; (3) The date, time and place of the examination; and (4) The first and last name of the Member's Attending Physician and verification that the Member's Attending Physician was informed of the examination.	(C) Independent Medical Examinations (IME) during the course of a Member's Injury/Illness or Occupational Claim. (1) The Member will be notified in writing by certified and regular mail at least 14 calendar days prior to the IME appointment date. (2) The Member may request a change in the appointment date, time or place for good cause. (3) The Member must cooperate with a scheduled IME by arriving at the date and time of the scheduled appointment and cooperating with the examination unless the Member can show good cause for non-cooperation. (4) Suspension or reduction of benefits may result from non-cooperation in participation with an IME *Note:* *5.9.06 (C)(2), (C)(3) & (C)(4) were retained but given their own paragraph letter.*	(C) FPDR will mail a written notice to the Member by certified and regular mail at least 14 calendar days prior to the IME appointment date. If the Member has an attorney, the Member's attorney shall be simultaneously notified in writing of a scheduled medical examination under these Administrative Rules. ***FPDR may provide fewer than 14 days notice if the Member agrees.*** (D) ***The*** Member's ***notification*** of the medical examination shall include the following information: (1) The name of the examiner ~~or~~ ***and*** facility; (2) A statement of the specific purpose for the examination and, identification of the medical specialties of the examiners; (3) The date, time and place of the examination; and (4) The first and last name of the Member's Attending Physician and verification that the Member's Attending Physician was informed of the examination. *Change applies to 5.7.10, 5.8.11 & 5.9.06*
4	(C) When necessary, the following expenses associated with the Member's attending the medical examination will be considered by the Director: (1) Reimbursement of reasonable cost of public transportation or use of a private vehicle; and (2) Reimbursement of reasonable cost of child care, meals, lodging and other related services.	(C) When necessary, the following expenses associated with the Member's attending the medical examination will be considered by the Director: (1) Reimbursement of reasonable cost of public transportation or use of a private vehicle; and (2) Reimbursement of reasonable cost of child care, meals, lodging and other related services.		(F) When necessary, the following expenses associated with the Member's attending the medical examination will be considered by the Director: (1) Reimbursement of reasonable cost of public transportation or use of a private vehicle; and (2) Reimbursement of reasonable cost of child care, meals, lodging and other related services. *No changes to 5.7 & 5.8; add to 5.9*

Proposed Rule Changes - Independent Medical Examinations

Row	---------- Existing Wording ---------- 5.7.10 Service Connected Disability	5.8.11 Nonservice Connected Disability	5.9.06 Medical Benefits	Proposed New Wording
5	(D) Requests for reimbursement must be accompanied by a sales slip, receipt or other evidence necessary to support the request. Should an advance of these costs be necessary for attendance, a request for advancement must be made in sufficient time to ensure a timely review and consideration prior to the date of the examination. Mileage reimbursement will be based on City of Portland rates in effect at the time of incurred expense.	(D) Requests for reimbursement must be accompanied by a sales slip, receipt or other evidence necessary to support the request. Should an advance of these costs be necessary for attendance, a request for advancement must be made in sufficient time to ensure a timely review and consideration prior to the date of the examination. Mileage reimbursement will be based on City of Portland rates in effect at the time of incurred expense.		(G) Requests for reimbursement must be accompanied by a sales slip, receipt or other evidence necessary to support the request. Should an advance of these costs be necessary for attendance, a request for advancement must be made in sufficient time to ensure a timely review and consideration prior to the date of the examination. Mileage reimbursement will be based on City of Portland rates in effect at the time of incurred expense. *No changes to 5.7 & 5.8; add to 5.9*
6			(D) When Elective Surgery is recommended by the Member's Primary or Specialty Physician the Member may be required to attend an IME with an independent consultant prior to approval of the surgery. (1) The Director will notify the physician within 7 days of receiving a request to approve surgery that an IME will be required prior to approval of the surgery. The Director will arrange the IME as soon as possible, but no later than 30 days following the request for surgery by the Member's Primary Physician or Specialty Physician. (2) The Director will issue a decision to approve or deny the request for surgery as soon as possible, but no later than 21 days, following the date of the IME.	***HOUSEKEEPING*** (I) When Elective Surgery is recommended by the Member's ***Attending*** ~~Primary~~ or Specialty Physician the Member may be required to attend an IME with an independent consultant prior to approval of the surgery. (1) The Director will notify the ***Attending or Specialty P*** hysician within 7 days of receiving a request to approve surgery that an IME will be required prior to approval of the surgery. (2) The Director will arrange the IME as soon as possible, but no later than 30 days following the request for surgery by the Member's ***Attending Physician or Specialty*** ~~primary~~ Physician. (3) The Director will issue a decision to approve or deny the request for surgery as soon as possible, but no later than 21 days, following the date of the IME. *Change applies to 5.9.06 only*