

Hearing
05/24/2023

1 HCS Rules Update 2023

2 Public Hearing

3 May 24, 2023

4 1:30 p.m.

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7 Worker's Disability Comp Agency

8 2501 Woodlake Circle

9 Okemos, Michigan 48864

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1 Wednesday, May 24, 2023

2 At or about 1:30 p.m.

3 MR. NOLISH: Okay. We are opening the
4 Public Hearing on the Health Care Services Rules.
5 Today is May 24th, 2023. This hearing was
6 scheduled for 1:30 p.m. It is now 1:35 p.m. We
7 have no signed-in guests appearing here today. My
8 name is Jack Nolish. I'm Director of the Workers'
9 Disability Compensation Agency and I will be
10 facilitating the hearing today.

11 For the record, this is a public
12 hearing on proposed administrative rules entitled,
13 "Department of Labor and Economic Opportunity,
14 Workers' Disability Compensation Agency
15 Administrative Rules for Workers' Compensation
16 Health Care Services, also known as HCS." This
17 hearing is being conducted pursuant to provisions
18 of Sections 205 and 315 of the Worker's Disability
19 Compensation Act of 1969, Public Act 1969 Number
20 317, also know as MCL 408.205 and 418.315, Section
21 33 of the Administrative Procedures Act of 1969
22 which is 1969 PA 306, MCL 24.233, and Executive
23 Reorganization Order Numbers 1982-2, 1986-3,
24 1990-1, 1996-2, 2003-1, 2011-4, and 2019-13, also
25 identified as MCL 18.24, 418.1, 418.2, 445.2001,

1 445.2011, 445.2030, and 125.1998.

2 This hearing, as I said previously, was
3 called to order at 1:36 at the Worker's Disability
4 Compensation Agency Claims Conference Room 2501
5 Woodlake Circle, Okemos, Michigan. This hearing
6 was appropriately published in three newspapers of
7 general circulation, as well as the Michigan
8 Register, Issue #7-2023, published on May 1st of
9 2023.

10 For the record, we are here today to
11 receive comments on the proposed rules. Anyone
12 wishing to speak, please make sure you've signed
13 in and indicated your willingness to speak. We
14 will call on speakers in the order in which names
15 are listed on the sign-in sheet. When you come
16 forward to speak, please identify yourself with
17 your name, the organization you represent, and
18 both your mailing and email address so that this
19 information may be transcribed into the hearing
20 report. Pursuant to Attorney General Opinion
21 #5183, issued March 8th, 1977, we will limit the
22 time for each presentation to ten minutes. If you
23 have additional comments to submit in writing, you
24 may leave them at the registration desk or submit
25 them to our Department no later than 5:00 today

1 Eastern Daylight Time.

2 Are there anyone here -- anyone here
3 present interested in speaking or presenting any
4 information? For the record, prior to the
5 commencement of this hearing we have received five
6 written communications, one from OPTUM, O-P-T-U-M,
7 dated May 24th, 2023 signed by Adam Fowler,
8 Manager of Public Policy & Regulatory Affairs.
9 The second is from AAPAN dated also May 24th, 2023
10 signed by Julian Roberts, President and CEO
11 American Association of Payers, Administrators and
12 Networks using the initials AAPAN. The next is
13 from the HealtheSystems dated May 19th, 2023
14 signed by Tiffany Grzybowski, Analyst, Advocacy
15 and Compliance from HealtheSystems. Next from
16 APTA, American Physical Therapy Association, a
17 letter dated May 24th signed by Edward Mathis, PT,
18 DPT, the president of the organization. And last
19 but not least, APTQI, the Alliance for Physical
20 Therapy, Quality and Innovation, dated May 24th,
21 2020, three signed by Nikesh Patel, PT, DPT.
22 These letters are both some are in support, some
23 are in opposition.

24 It is now 1:40. We'll keep the record
25 open for an additional five minutes to see if

1 anyone wishes to appear and testify. So, we are
2 adjourned until then.

3 (Whereupon a brief pause was
4 Held in the proceeding)

5 MR. NOLISH: We're back on the record
6 in the Public Hearing regarding the Health Care
7 Services Rules. It is now 1:46 p.m. No one has
8 come forward to testify or present any other
9 documentation. We are, therefore, going to close
10 the hearing at this time. If anyone is interested
11 in submitting documentation letters or other
12 information, they may do so by the close of
13 business today at 5:00. It can be emailed to my
14 assistant, Deb Outwater at outwaterd@michigan.gov.
15 It can also be delivered to the Worker's
16 Disability Compensation Agency, 2501 Woodlake
17 Circle, Okemos, Michigan, 48864. And the record
18 will remain open until 5:00 to receive
19 documentation, but, other than that, this hearing
20 is closed. The current time is 1:47.

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1 CERTIFICATE OF NOTARY

2
3 STATE OF MICHIGAN)
4) SS
5 COUNTY OF JACKSON)
6

7 I, Melinda R. Womack, Certified
8 Shorthand Reporter, a Notary Public in and for the
9 above county and state, do hereby certify that the
10 above deposition was taken before me at the time and
11 place hereinbefore set forth; that the witness was by
12 me first duly sworn to testify to the truth, and
13 nothing but the truth, that the foregoing questions
14 asked and answers made by the witness were duly
15 recorded by me stenographically and reduced to
16 computer transcription; that this is a true, full and
17 correct transcript of my stenographic notes so taken;
18 and that I am not related to, nor of counsel to either
19 party nor interested in the event of this cause.

20 

21 _____
22 Melinda R. Womack, CSR-3611
23 Notary Public,
24 Jackson County, Michigan

25 My Commission expires: 06-22-2025

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