

State of California  
Department of Industrial Relations  
DIVISION OF WORKERS' COMPENSATION



**Order of the Administrative Director of the Division of Workers'  
Compensation Official Medical Fee Schedule  
Durable Medical Equipment, Prosthetics, Orthotics, Supplies  
Effective for Services Rendered on or after January 1, 2008  
(Adopts CMS' February 2008 Revised DMEPOS File)**

Pursuant to Labor Code section 5307.1(g)(2), the Administrative Director of the Division of Workers' Compensation orders that the Durable Medical Equipment, Prosthetics, Orthotics, Supplies portion of the Official Medical Fee Schedule contained in title 8, California Code of Regulations, section 9789.60, is adjusted to conform to changes to the Medicare payment system that were adopted by the Centers for Medicare & Medicaid Services (CMS) for calendar year 2008.

CMS has posted a revised first quarter DMEPOS fee schedule file to its website on February 12, 2008. The fee schedule file adds one code, Healthcare Common Procedure Coding System (HCPCS) code E0461, which was inadvertently omitted from the original file. The HCPCS code E0461 descriptor is: "Volume control ventilator, without pressure support mode, may include pressure control mode, used with noninvasive interface (e.g., mask)".

Medicare Data Source and Incorporation by Reference

Effective for services rendered on or after January 1, 2008, the maximum reasonable fees for Durable Medical Equipment, Prosthetics, Orthotics, Supplies shall not exceed 120% of the applicable California fees set forth in the Medicare calendar year 2008 "Durable Medical Equipment, Prosthetics/Orthotics, and Supplies (DMEPOS) Fee Schedule" revised January 2008 release, contained in the electronic file "[D08\\_JANR2.zip](#)", which is incorporated by reference.

The revision is available on the Internet at the website of the Centers for Medicare & Medicaid Services at:

<http://www.cms.hhs.gov/DMEPOSFeeSched/LSDMEPOSFEE/list.asp?filterType=none&filterByDID=-99&sortByDID=3&sortOrder=descending&intNumPerPage=10>

The following procedure in the Special Services and Reports section of the OMFS 2003 will not be valid for services rendered after January 1, 2004: CPT Code 99002.

For durable medical equipment, supplies and materials, orthotics, prosthetics, and miscellaneous supplies and services not covered by a Medicare payment system, the maximum reasonable fee paid shall not exceed the fee specified in the OMFS 2003.

This Order shall be published on the website of the Division of Workers' Compensation:  
<http://www.dir.ca.gov/dwc/OMFS9904.htm#3>

**IT IS SO ORDERED.**

Dated: February 26, 2008

ORIGINAL ORDER SIGNED  
CARRIE NEVANS  
Administrative Director of the  
Division of Workers' Compensation