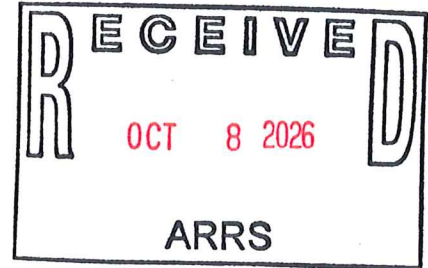




Andy Beshear
GOVERNOR

DEPARTMENT OF WORKERS' CLAIMS

500 Mero Street, 3rd Floor
Frankfort, Kentucky 40601
Phone (502) 564-5550



Scott C. Wilhoit
COMMISSIONER

October 8, 2026

Senator Stephen West, Co-Chair
Representative Derek Lewis, Co-Chair
c/o Ange Darnell
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: **120 KAR 001:089**. Workers' compensation medical fee schedule for physicians.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 120 KAR 001:089, the Department of Workers' Claims proposes the attached amendment to 120 KAR 001:089.

Sincerely,

B. Dale Hamblin, Jr.
Assistant General Counsel
Department of Workers' Claims
Mayo-Underwood Building, 3rd Floor
500 Mero Street
Frankfort, KY 40601

OFFICE OF THE GOVERNOR
Department of Workers' Claims

120 KAR 1:089. Workers' compensation medical fee schedule for physicians.

RELATES TO: KRS 342.0011(32), 342.019, 342.020, 342.035

STATUTORY AUTHORITY: KRS 342.020, 342.035(1), (4)

CERTIFICATION STATEMENT: This is to certify that this administrative regulation is in compliance with the requirements of 2025 RS HB 6, Section 8(2) because this administrative regulation is being promulgated to meet a deadline established by KRS 342.035(1). The commissioner is required to promulgate administrative regulations to ensure that all fees, charges, and reimbursements for medical services under KRS Chapter 342 are limited to charges that are fair, current, and reasonable for similar treatment of injured persons in the same community for like services, where treatment is paid for by general health insurers. KRS 342.035 requires a schedule of fees to be reviewed and updated, if appropriate, every two (2) years on July 1.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 342.035(1) requires the commissioner of the Department of Workers' Claims to promulgate administrative regulations to ensure that all fees, charges, and reimbursements for medical services under KRS Chapter 342 are limited to charges that are fair, current, and reasonable for similar treatment of injured persons in the same community for like services, where treatment is paid for by general health insurers. KRS 342.035(4) requires the commissioner to promulgate an administrative regulation to establish~~[adopt]~~ a schedule of fees to regulate charges by medical providers and other health care professionals. [establishing the workers' compensation medical fee schedule for physicians. Pursuant to] KRS 342.035 requires the[a] schedule of fees to be reviewed and updated, if appropriate, every two (2) years on July 1. This administrative regulation ~~establishes[adopts]~~[establishes] the medical fee schedule for physicians.

Section 1. Definitions. (1) "Medical fee schedule" means the 2026[2024] Kentucky Workers' Compensation Schedule of Fees for Physicians produced and published by FAIR Health, Inc.

(2) [;]"Physician" is defined by KRS 342.0011(32).

Section 2. Purpose and Adoption. (1) The purpose of the schedule of fees ~~shall be[is]~~ to regulate charges by medical providers and other health care professionals providing services for work-related injuries and occupational diseases. The commissioner shall review and update the schedule of fees every two (2) years as required by KRS 342.035.

(2) The ~~[commissioner adopts the]~~ 2026 Kentucky Workers' Compensation Schedule of Fees for Physicians, produced and published by FAIR Health, Inc. ~~[The fee schedule]~~ may be obtained directly from FAIR Health, Inc., at <https://orders.fairhealth.org/>.

Section 3.[Section 2.] Services Covered. (1) The medical fee schedule shall govern all medical services provided to injured employees by physicians under KRS Chapter 342.

(2) The medical fee schedule shall also apply to other health care or medical services providers to whom a listed CPT, HCPCS, or Transportation code, is applicable unless:

- (a) Another fee schedule of the Department of Workers' Claims applies;
- (b) A lower fee is required by KRS 342.035 or a managed care plan approved by the commissioner pursuant to 120 KAR 001:110~~[803 KAR 25:110]~~; or
- (c) An insurance carrier, self-insured group, or self-insured employer has an agreement with a physician, medical bill vendor, or other medical provider to provide reimbursement of a medical bill at an amount lower than the medical fee schedule.

Section 4.~~[Section 3.]~~ Fee Computation. (1) The appropriate fee for a procedure or item covered by the medical fee schedule shall be the Maximum Allowable Reimbursement (MAR) listed in the 2026~~[2024]~~ Kentucky Workers' Compensation Schedule of Fees for Physicians for those procedures or items for which a specific monetary amount is listed.

(2) Procedures Listed Without Specified Maximum Allowable Reimbursement Monetary Amount. The appropriate fee for a procedure or item for which a~~[no]~~ specific monetary amount is not listed shall be determined and calculated in accordance with numerical paragraph seven (7) of the General Instructions of the medical fee schedule unless more specific Ground Rules in the medical fee schedule are applicable to that service or item, in which case the fee shall be calculated in accordance with the applicable Ground Rules.

(3) The resulting fee shall be the maximum fee allowed for the service provided.

Section 5.~~[Section 4.]~~ Services Performed Outside the Boundaries of Kentucky. (1) A physician or healthcare or medical services provider located outside the boundaries of Kentucky shall be deemed to have agreed to comply with this administrative regulation if it treats a patient who is covered under KRS Chapter 342.

(2) Pursuant to KRS 342.035, medical fees due to an out-of-state physician or healthcare or medical services provider shall be calculated under the fee schedule in the same manner as for an in-state physician.

~~[Section 5.] [Incorporation by Reference.]~~

~~[(1)] ["2024 Kentucky Workers' Compensation Schedule of Fees for Physicians", July 1, 2024 Edition, is incorporated by reference.]~~

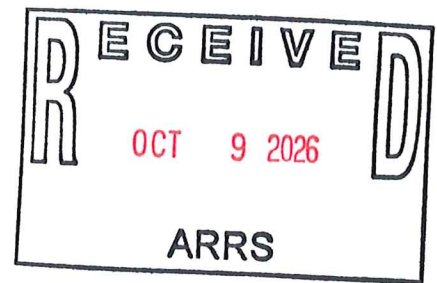
~~[(2)] [This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Department of Workers' Claims, Mayo-Underwood Building 3rd Floor, 500 Mero Street, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.]~~

~~[(3)] [The fee schedule may be obtained directly from FAIR Health, Inc., at <https://orders.fairhealth.org/>. A link to FAIR Health, Inc., may be found on the Department of Workers' Claims Web site at <https://elc.ky.gov/Workers-Compensation/Pages/Medical-Services.aspx>.]~~

CONTACT PERSON: B. Dale Hamblin, Jr., Assistant General Counsel, Department of Workers' Claims. Mayo-Underwood Building, 3rd Floor 500 Mero Street, Frankfort, Kentucky 40601. Telephone Number: (502) 782-4404, Fax Number: (502) 564-0681 Email: Dale.Hamblin@ky.gov



KENTUCKY BOARD OF SOCIAL WORK
125 Holmes Street, Suite 310
Frankfort, Kentucky 40601
(502) 564-2350



Andy Beshear
Governor

Marc Kelly
Executive Director

October 8, 2006

Senator Stephen West
Representative Derek Lewis
Legislative Research Commission
083, Capitol Annex
702 Capitol Avenue
Frankfort, Kentucky 40601

Dear Co-Chairs:

After consideration of the issues raised by 201 KAR 23:020, Fees, 201 KAR 23:072, Examination requirements, and 201 KAR 23:120, Equivalency standard, the Board of Social Work proposes the attached suggested amendments to these administrative regulations.

Sincerely,

Marc Kelly
Executive Director
Kentucky Board of Social Work



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BOARDS AND COMMISSIONS
Board of Social Work
(Amendment)

201 KAR 23:020. Fees.

RELATES TO: KRS 335.080(1)(d), (g), 335.090(1)(d), (g), 335.100(1)(c), (f), 335.130(1), 335.135 Section 2 R., Section 3 D, Section 4 A 2, Section 7 B 1

STATUTORY AUTHORITY: KRS 335.070(3), 335.080(1)(d), (g), 335.090(1)(d), ~~[(g)]~~ 335.100(1)(c), (f), 335.130(1), 335.135 Section 3 D

NECESSITY, FUNCTION, AND CONFORMITY: KRS 335.080(1)(d), 335.090(1)(d), and 335.100(1)(c) require the board to establish examination fees by promulgation of an administrative regulation. KRS **335.080(1)(e), 335.090(1)(e), and 335.100(1)(e)**~~**[335.080(1)(g), 335.090(1)(g), and 335.100(1)(f)]**~~ require the board to establish initial license fees by promulgation of an administrative regulation. KRS 335.130(1) requires the board to establish renewal fees by promulgation of an administrative regulation. KRS **335.070(4)** authorizes~~**[335.070(3) allows]**~~ the board to promulgate administrative regulations to carry out the provisions of KRS 335.010 to 335.160 and KRS 335.990. This administrative regulation establishes the application,~~[these]~~ examination, initial license, and license renewal fees.

Section 1. The fee for the licensed clinical social worker examination shall be the amount set by the Association of Social Work Boards **published at <https://www.aswb.org/exam/>.**

Section 2. The fee for the certified social worker examination shall be the amount set by the Association of Social Work Boards **published at <https://www.aswb.org/exam/>.**

Section 3. The fee for the licensed social worker examination shall be the amount set by the Association of Social Work Boards **published at <https://www.aswb.org/exam/>.**

Section 4. The initial license fee and the renewal fee for a licensed clinical social worker license shall be \$200.

Section 5. The initial license fee and the renewal fee for a certified social worker license shall be \$125.

Section 6. The initial license fee and the renewal fee for a licensed social worker shall be seventy-five (75) dollars.

Section 7. The initial license and renewal fee shall be fifty (50) dollars for the following licenses:

- (1) The temporary licensed social work license;
- (2) The temporary certified social work license;
- (3) The renewal of the temporary licensed social work license;

(4) The renewal of the temporary certified social work license;

(5) The out-of-state temporary 90-day license for licensed social work, certified social work, and licensed clinical social work.

Section 8. The initial license fee and the renewal fee for the multistate license shall be seventy-five (75) dollars for licensed social work, \$125 dollars for certified social work, and \$200 for licensed clinical social work, inclusive of the portion the board pays to the Social Work Compact Commission as **established/set forth** in 201 KAR 23:012.

Section 9. The application fee for a license requested from the board shall be twenty-five (25) dollars.

(1) The fee applies to:

(a) The licensed social work license;

(b) The certified social work license;

(c) The licensed clinical social worker license;

(d) The temporary licensed social work license;

(e) The temporary certified social work license;

(f) The renewal of the temporary licensed social work license;

(g) g. The renewal of the temporary certified social work license;

(h) h. The out-of-state temporary 90-day license for licensed social work, certified social work, and licensed clinical social work; and

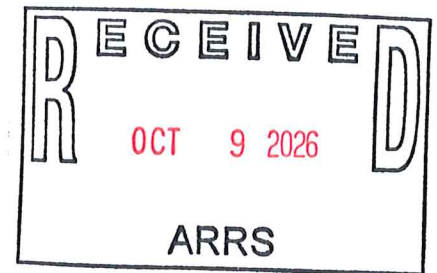
(i) The multistate license.

(2) The fee is payable at the time of application and is non-refundable.

Section 10. Equivalency. The application fee for an equivalency license requested from the board shall be twenty-five (25) dollars.



KENTUCKY BOARD OF SOCIAL WORK
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Frankfort, Kentucky 40601
(502) 564-2350



Andy Beshear
Governor

Marc Kelly
Executive Director

October 8, 2006

Senator Stephen West
Representative Derek Lewis
Legislative Research Commission
083, Capitol Annex
702 Capitol Avenue
Frankfort, Kentucky 40601

Dear Co-Chairs:

After consideration of the issues raised by 201 KAR 23:020, Fees, 201 KAR 23:072, Examination requirements, and 201 KAR 23:120, Equivalency standard, the Board of Social Work proposes the attached suggested amendments to these administrative regulations.

Sincerely,

Marc Kelly
Executive Director
Kentucky Board of Social Work

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BOARDS AND COMMISSIONS
Board of Social Work
(New Administrative Regulation)

201 KAR 23:072. Examination requirements.

RELATES TO: KRS 335.070, 335.080, 335.090, ~~[and]~~ 335.100

STATUTORY AUTHORITY: KRS 335.070

NECESSITY, FUNCTION, AND CONFORMITY: KRS 335.070 authorizes the board to promulgate administrative regulations establishing examination requirements for a license to practice as a licensed social worker, certified social worker, ~~or~~**[and]** a licensed clinical social worker. This administrative regulation establishes the examination requirements.

Section 1. Examination for Licensed Social Worker. The national examination shall be the Bachelors Examination developed and owned by the Association of Social Work Boards (ASWB) and administered by the ASWB or its designated examination contractor.

Section 2. Examination for Certified Social Worker. The national examination shall be the Masters Examination developed and owned by the Association of Social Work Boards (ASWB) and administered by the ASWB or its designated examination contractor.

Section 3. Examination for Licensed Clinical Social Worker. The national examination shall be the Clinical Examination developed and owned by the Association of Social Work Boards (ASWB) and administered by the ASWB or its designated examination contractor.

Section 4. Administration of examinations.

- (1) The applicable examinations set forth in Sections 1, 2, and 3 of this administrative regulation shall be taken by computer administration.
- (2) The board shall submit to the ASWB or its examination contractor a list of applicants eligible to sit for the applicable examination.

Section 5. Time of examinations.

- (1) The applicant shall sit for the applicable examination **required by**~~[set forth in]~~ Sections 1, 2, and 3 of this administrative regulation within one (1) year of the notice of the application being approved by the board. An applicant may sit for the referenced examinations at any approved ASWB examination contractor testing center in the United States, U.S. Territories, or Canada.
- (2) If an applicant loses eligibility to sit for the applicable examination because of failure to reschedule, cancel, or appear to take the applicable examination as stated in subsection (1) of this section:
 - (a) The applicant shall forfeit all fees paid; and
 - (b) Any temporary license issued to the applicant shall be terminated.

Section 6. Examination for licensure as a social worker.

- (1) The applicant shall pass the Bachelors Examination in accordance with Section ~~1(4)~~ of this administrative regulation.

(2) The applicant shall obtain a scaled score of seventy percent or greater or shall have obtained a previous national passing score as set by the ASWB ~~that~~**[which]** satisfied the licensure requirement at the time of that examination. The applicant shall be notified by the board of the score, as well as of passing or failing the examination.

Section 7. Examination for certification as a social worker.

(1) The applicant shall pass the Masters Examination in accordance with Section ~~2~~**[2]** of this administrative regulation.

(2) The applicant shall obtain a scaled score of seventy percent or greater or shall have obtained a previous national passing score as set by the ASWB ~~that~~**[which]** satisfied the certification requirement at the time of that examination. The applicant shall be notified by the board of the score, as well as of passing or failing the examination.

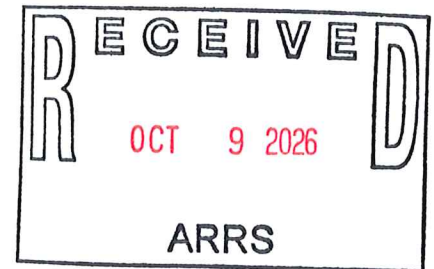
Section 8. Examination for licensure as a clinical social worker.

(1) The applicant shall pass the Clinical Examination in accordance with Section ~~3~~**[3]** of this administrative regulation.

(2) The applicant shall obtain a scaled score of seventy percent or greater or shall have obtained a previous national passing score as set by the ASWB ~~that~~**[which]** satisfied the licensure requirement at the time of that examination. The applicant shall be notified by the board of the score, as well as of passing or failing the examination.



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Andy Beshear
Governor

Marc Kelly
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October 8, 2006

Senator Stephen West
Representative Derek Lewis
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702 Capitol Avenue
Frankfort, Kentucky 40601

Dear Co-Chairs:

After consideration of the issues raised by 201 KAR 23:020, Fees, 201 KAR 23:072, Examination requirements, and 201 KAR 23:120, Equivalency standard, the Board of Social Work proposes the attached suggested amendments to these administrative regulations.

Sincerely,

Marc Kelly
Executive Director
Kentucky Board of Social Work

SUGGESTED SUBSTITUTE

Final: 10/2/2026 1:00 PM

BOARDS AND COMMISSIONS

**Board of Social Work
(Amendment)**

201 KAR 23:120. Equivalency standard.

RELATES TO: KRS 335.070, 335.080, 335.090, 335.100, 335.135, **335.160**

STATUTORY AUTHORITY: KRS Chapter 13A, 335.070

NECESSITY, FUNCTION, AND CONFORMITY: KRS ~~335.070(4)~~**[335.070(5)]** authorizes the Kentucky Board of Social Work to promulgate administrative regulations to carry out the provisions of KRS Chapter 335. KRS ~~335.080(1)(b)~~**[335.080(1)(c)]** and ~~335.090(1)(b)2~~**[335.090(1)(c)2]** authorize the board to approve educational institutions and determine equivalent course requirements for applicants seeking licensure as a certified social worker or licensed social worker. This administrative regulation establishes the equivalency standards for single-state licensure under KRS 335.080 and KRS 335.090. In accordance with the strict educational mandates of KRS 335.100(1)(a) and the Social Work Licensure Compact in KRS 335.135, these equivalency standards ~~shall~~**[do]** not apply to applicants for a licensed clinical social worker license or a multistate license, both of which require a degree from an institution accredited by the Council on Social Work Education. ~~[This administrative regulation clarifies what the board will consider as equivalent education to that of a baccalaureate degree in social work or a social welfare program.]~~

Section 1. In determining equivalency, the board ~~shall~~**[will]** compare any program to that of a master's or bachelor's degree from a Council on Social Work Education (CSWE)~~[CSWE (council of social work educators)]~~ accredited school. In determining equivalency, the board ~~shall~~**[will]** require that the educational content of a program shall include:

- (1) Human behavior and the social environment;
- (2) Social welfare policy and service;
- (3) Research;
- (4) Social work practice; and
- (5) Educational practicum.

Section 2.

- (1) In human behavior and the social environment emphasis ~~shall~~**[should]** be placed on the psychosocial situation. Six (6) hours of ~~these~~**[such]** courses ~~shall~~**[should]** be at the upper division, or three (3) hours if ~~[such is]~~ built on a base of psychological and sociological courses.
- (2) Social welfare policy and service courses shall include at least three (3) hours at the upper division social work or social welfare courses, built on courses in political science and economics. In the absence of political science and economics, there shall be at least six (6) hours in the social welfare policies and services area.
- (3) Research courses shall be one three (3) hour social research course based on ~~[some kind of]~~**[basic]** research.

(4) Social work practicum shall include six (6) hours of social work practice courses taught by an individual with an advanced degree in social work. In the absence of classes in lower division social work methods, three (3) additional hours shall be required in a lower division course, totaling nine (9) hours.

(5) Practicum shall be taught by an individual with an advanced degree in social work for at least 450 hours. Two (2) hours per week of supervision shall be required by an individual with an advanced degree in social work.

Section 3. Limitations on Equivalency.

(1) Equivalency established in Sections 1 and 2 of this administrative regulation only qualifies an applicant for a Kentucky single-state license as a licensed social worker under KRS 335.090 or a certified social worker under **KRS** 335.080.

(2) Equivalency established in this administrative regulation shall not apply to applicants for a licensed clinical social worker license under KRS 335.100.

(3) To qualify for a multistate license under KRS 335.135, an applicant shall hold a bachelor's or master's degree in social work from a program that ~~is~~:

(a) **is** accredited by the CSWE~~;~~ or ~~(b)~~ in candidacy with CSWE at the time of the applicant's graduation and subsequently becomes accredited; and

~~(b)~~~~(c)~~ Meets all other requirements for the multistate license as set forth in KRS 335.135.

Section 4. Background Check. **Equivalency applicants shall:**

(1) ~~[Equivalency applicants shall]~~ Complete a background check in accordance with KRS 335.160; and~~;~~

(2) Pay the application fee of twenty-five (25) dollars required by 201 KAR 23:020 and the cost of the background check.