

**State of California  
Office of Administrative Law**

**In re:**  
Division of Workers' Compensation

**Regulatory Action:**

**Title 08, California Code of Regulations**

**Adopt sections:** 9792.24.7

**Amend sections:**

**Repeal sections:**

**NOTICE OF FILING AND PRINTING ONLY**

**Government Code Section 11343.8**

**OAL Matter Number: 2021-0526-02**

**OAL Matter Type: File and Print Only (FP)**

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This action, which is exempt from the Administrative Procedure Act pursuant to Labor Code section 5307.27(a), adopts a regulation that incorporates by reference a Coronavirus (COVID-19) Guideline into the Medical Treatment Utilization Schedule (MTUS).

OAL filed this regulation with the Secretary of State and will publish the regulation in the California Code of Regulations.

**Date:** June 28, 2021



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Thanh Huynh  
Senior Attorney

**For:** Kenneth J. Pogue  
Director

**Original:** George Parisotto, Administrative  
Director

**Copy:** John Cortes

# FILE PRINT

## STATE OF CALIFORNIA—OFFICE OF ADMINISTRATIVE LAW NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER <b>Z-</b>	REGULATORY ACTION NUMBER <b>2021-0526-02FP</b>	EMERGENCY NUMBER
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**ENDORSED - FILED**  
in the office of the Secretary of State  
of the State of California

**JUN 28 2021**

*2:39 pm*

For use by Office of Administrative Law (OAL) only

2021 MAY 26 A 10: 27  
OFFICE OF ADMINISTRATIVE LAW

NOTICE	REGULATIONS
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AGENCY WITH RULEMAKING AUTHORITY  
Division of Workers' Compensation within the Department of Industrial Relations

AGENCY FILE NUMBER (If any)

### A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
<b>OAL USE ONLY</b>	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER	PUBLICATION DATE

### B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Medical Treatment Utilization Schedule (MTUS)	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)				
<table border="1"> <tr> <td rowspan="3"><b>SECTION(S) AFFECTED</b> (List all section number(s) individually. Attach additional sheet if needed.)</td> <td>ADOPT 9792.24.7</td> </tr> <tr> <td>AMEND</td> </tr> <tr> <td>REPEAL</td> </tr> </table>	<b>SECTION(S) AFFECTED</b> (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 9792.24.7	AMEND	REPEAL
<b>SECTION(S) AFFECTED</b> (List all section number(s) individually. Attach additional sheet if needed.)		ADOPT 9792.24.7		
		AMEND		
	REPEAL			
TITLE(S) 8				

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) pursuant to Labor Code 5307.27(a)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) <b>June 28, 2021</b>
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON John Cortes	TELEPHONE NUMBER 510-286-0519	FAX NUMBER (Optional) 510-286-0676	E-MAIL ADDRESS (Optional) jcortes@dir.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>George Parisotto</i>	DATE May 24, 2021
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TYPED NAME AND TITLE OF SIGNATORY  
George Parisotto, Administrative Director, Division of Workers' Compensation

For use by Office of Administrative Law (OAL) only

**AUTHORIZED FOR FILING AND PRINTING**

**JUN 28 2021**

Office of Administrative Law

**TITLE 8. INDUSTRIAL RELATIONS  
DIVISION 1. DEPARTMENT OF INDUSTRIAL RELATIONS  
CHAPTER 4.5. DIVISION OF WORKERS' COMPENSATION  
SUBCHAPTER 1. ADMINISTRATIVE DIRECTOR -- ADMINISTRATIVE RULES  
ARTICLE 5.5.2. MEDICAL TREATMENT UTILIZATION SCHEDULE**

**§ 9792.24.7. Coronavirus (COVID-19) Guideline.**

The Administrative Director adopts and incorporates by reference the Coronavirus (COVID-19) Guideline (ACOEM March 29, 2021) into the MTUS from the ACOEM Practice Guidelines.

Note: Authority cited: Sections 133, 4603.5, 5307.3 and 5307.27, Labor Code.  
Reference: Sections 77.5, 4600, 4604.5 and 5307.27, Labor Code.



AMERICAN COLLEGE OF  
OCCUPATIONAL AND  
ENVIRONMENTAL MEDICINE

# Coronavirus (COVID-19)

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**Last Updated: March 29, 2021**

*Prior versions: April 8, 2020; April 24, 2020; May 8, 2020; June 12, 2020; June 17, 2020; August 19, 2020; December 14, 2020.*

**The March 29, 2021 update includes the following major changes:**

- New guidance on rehabilitation (pulmonary, cardiac, cognitive, musculoskeletal, debility) for severe and/or chronic COVID-19 cases
- Vaccination information, including travel advice for vaccinated individuals, success against common virus variants, and adverse effects
- New recommendation on the Johnson & Johnson COVID-19 vaccine
- Upgraded recommendation for baricitinib from insufficient evidence (I) to evidence (B)
- Upgraded recommendation for bamlanivimab from insufficient evidence (I) to evidence (C)
- Upgraded recommendation for interferon beta-1b from insufficient evidence (I) to evidence (B)
- Upgraded recommendation for low-molecular-weight heparin from insufficient evidence (I) to evidence (C)
- Downgraded recommendation for convalescent antibodies to No Recommendation (I)
- Review of evidence for ivermectin (insufficient evidence, with no recommendation)
- Review of masking efficacy
- Updates from the CDC on physical distance in K-12 classrooms

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