A new subdivision (d) of section 329-1.3 of Title 12 NYCRR is hereby added as follows:

(d) When workers’ compensation benefits are sought due to a work-place exposure to COVID19, reimbursement for serological, molecular or other reliable testing to confirm a current COVID-19 viral infection may be made using CPT code 87635.

1. The RVU for CPT code 87635 shall be 39.18, and the total fee for such test shall be 51.33 for Region IV, 47.41 for Region III, and 41.53 for Regions I and II.
2. CPT code 87635 may only be billed when there is a claim for workers’ compensation due to a COVID-19 infection as a result of a work-place exposure or when testing for COVID-19 is administered as part of a required pre-operative testing protocol in accordance with Department of Health guidance.
3. CPT code 87635 may not be billed for routine screening of workers’ compensation claimants for the presence of the COVID-19 virus.
4. Antibody testing is not available under the Official New York Workers’ Compensation Fee Schedule.
5. CPT code 87635 may only be billed in one instance. Repeat testing is not permitted, except when clinical documentation supports a change or reoccurrence of symptoms, or a new exposure to the COVID-19 virus.