S T A T E O F N E W Y O R K

4176

2011-2012 Regular Sessions

I N S E N A T E

March 22, 2011

Introduced by Sen. SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to payment of disability benefits

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Paragraph (a) of subdivision 1 of section 25 of the workers' compensation law, as amended by chapter 635 of the laws of 1996, is amended to read as follows:

(a) The compensation herein provided for shall be paid periodically and promptly in like manner as wages, and as it accrues, and directly to the person entitled thereto without waiting for an award by the board, including those cases previously established and closed by the board upon receipt of an application to reopen such case, except in those cases in which the right to compensation is controverted by the employer. ANY INQUIRY WHICH REQUIRES THE EMPLOYEE'S RESPONSE IN ORDER TO CONTINUE BENEFITS UNINTERRUPTED OR UNMODIFIED SHALL PROVIDE A REASONABLE TIME PERIOD IN WHICH TO RESPOND AND INCLUDE A CLEAR AND PROMINENT STATEMENT OF THE DEADLINE FOR RESPONDING AND THE CONSEQUENCES OF FAILING TO RESPOND.

S 2. This act shall take effect on the thirtieth day after it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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