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

2669

2009-2010 Regular Sessions

I N S E N A T E

February 26, 2009

Introduced by Sens. MORAHAN, DeFRANCISCO -- 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 certain independent medical examinations

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

Section 1. Section 137 of the workers' compensation law is amended by adding a new subdivision 12 to read as follows:

12. IF A PRACTITIONER SHALL FIND NO DISABILITY WHILE PERFORMING AN INDEPENDENT MEDICAL EXAMINATION THEN SUCH PRACTITIONER, OR ANOTHER MEMBER OF A PREFERRED PROVIDER ORGANIZATION OR MANAGED CARE PROVIDER TO WHICH THE PRACTITIONER BELONGS, IS NOT ELIGIBLE TO PERFORM ANY SUBSEQUENT INDEPENDENT MEDICAL EXAMINATION OF THE CLAIMANT FOR THE ORIGINAL CLAIM OR ANY NEW CLAIM.

S 2. This act shall take effect immediately.

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

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