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

3382

2009-2010 Regular Sessions

I N S E N A T E

March 17, 2009

Introduced by Sens. ONORATO, BRESLIN, SAVINO -- (at request of the Workers Compensation Board) -- 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 eliminating the requirement that copies of the report of independent medical examination must be submitted to all parties in the same manner

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 137 of the workers' compensation law, as added by chapter 473 of the laws of 2000, is amended to read as follows:

(a) (I) A copy of each report of independent medical examination shall be submitted by the practitioner on the same day and in the same manner to [the board,] the insurance carrier, the claimant's attending physician or other attending practitioner, the claimant's representative and the claimant.

(II) A COPY OF THE REPORT OF INDEPENDENT MEDICAL EXAMINATION SHALL BE SUBMITTED TO THE BOARD IN THE MANNER OR MANNERS PRESCRIBED BY THE CHAIR ON THE SAME DAY THAT IT IS SUBMITTED TO THE INSURANCE CARRIER, THE CLAIMANT'S ATTENDING PHYSICIAN OR OTHER ATTENDING PRACTITIONER, THE CLAIMANT'S REPRESENTATIVE AND THE CLAIMANT.

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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