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

1754

2011-2012 Regular Sessions

I N A S S E M B L Y

January 11, 2011

Introduced by M. of A. LANCMAN -- read once and referred to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to time frames for certain hearings; and to repeal subdivision 2-b of section 25 of the workers' compensation law, relating to conciliation

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

Section 1. This act shall be known and may be cited as the "workers' compensation timely hearing act".

S 2. Paragraph (b) of subdivision 3 of section 25 of the workers' compensation law, as amended by chapter 61 of the laws of 1986, is amended to read as follows:

(b) Nothing herein shall limit the right of the board in a particular case to hold a hearing and make an award in accordance with other provisions of this chapter. No case shall be closed without notice to all parties interested and without giving to all such parties an opportunity to be heard. A HEARING SHALL BE HELD BEFORE A WORKERS' COMPENSATION LAW JUDGE WITHIN TWENTY DAYS FROM THE FILING OF AN APPLICATION FOR HEARING ACCOMPANIED BY SUPPORTING EVIDENCE MADE BY ANY PARTY IN ANY CASE, EXCEPT A CASE BEING INITIALLY CONTROVERTED.

S 3. Subdivision 2-b of section 25 of the workers' compensation law is REPEALED.

S 4. 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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