STATE OF NEW YORK

7838

2023-2024 Regular Sessions

IN SENATE

December 27, 2023

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

AN ACT to amend the workers' compensation law, in relation to requiring the workers' compensation board to submit a supplemental report every year thereafter

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The workers' compensation law is amended by adding a new section 153-a to read as follows:

§ 153-a. Supplemental report. The board shall on or before the first day of February, two thousand twenty-five, and every year thereafter, make in writing to the governor, the speaker of the assembly and the temporary president of the senate a supplemental report on the status of the workers' compensation board and methods to modernize such board, which shall be delivered in addition to the annual report required under section one hundred fifty-three of this article. Such supplemental report shall include, but not be limited to, data and information sets and recommendations concerning:

1. the status of the workers' compensation board and recommendations to modernize such board;

2. the total number of claimants who have filed a claim before the workers' compensation board;

3. the total number of claims in which an award or decision was made, and the total number of claims in which a court order was made;

4. the average length of time between the time a claimant files a claim to the workers' compensation board and the time an award or decision, or court order, is made in regards to such claim;

5. the number of claims in which the time to an award or decision, or court order, was greater than the average time as detailed by subdivision four of this section, and reasons why such claims were greater than the average time;

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

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6. the number of claims in which frivolous appeals were made by an employer, and if any award or decision, or court order, related to such claims were made in a time that was greater than the average time as detailed by and cross referenced with subdivisions four and five of this section; and

7. all other such data and information sets that are relevant to the requirements of this section or may be useful to the recommendations as required herein, as determined by the chair of the workers' compensation board.

§ 2. This act shall take effect immediately.