

SHB 1725 - H AMD 309

By Representative Sells

WITHDRAWN 03/05/2011

1 On page 3, at the beginning of line 16, strike "electronically"
2 and insert "by secure electronic means except orders communicating the
3 closure of a claim. Correspondence and notices sent electronically are
4 considered received on the date sent by the department"

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6 On page 3, line 21, after "(1)" strike "When" and insert "Except
7 for claims involving only medical treatment, when"

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9 On page 3, line 26, after "allowed." insert "Orders issued by
10 self-insurers under this subsection shall only allow the claim and
11 shall not address any other issues such as what medical conditions are
12 or are not allowed under the claim."

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14 On page 4, line 15, after "notice" insert "that includes the
15 reason or reasons for good cause"

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17 On page 4, beginning on line 17, strike all of subsection (6)

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19 Renumber the remaining subsections consecutively and correct any
20 internal references accordingly.

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22 On page 4, line 27, after "department" insert "and must include in
23 a statement, set in black faced type of at least ten point body or
24 size, that such final order, decision, or award shall become final
25 within sixty days from the date the order is communicated to the
26 parties unless a written request for reconsideration is filed with the

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1 department of labor and industries, Olympia, or an appeal is filed
2 with the board of industrial insurance appeals, Olympia"

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4 On page 16, line 6, after "means" insert "except for orders
5 communicating the closure of a claim. Persons who choose to receive
6 correspondence and other legal notices electronically shall be
7 provided information to assist them in ensuring all electronic
8 documents and communications are received"

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EFFECT: (1) Electronic communications. Provides that claim closure orders may not be sent electronically. Provides that persons who receive communications electronically must receive information to assist them in ensuring all documents and communications are received. Makes language consistent that communications sent electronically are considered received on the date sent.

(2) Self-insurer orders. Eliminates authority of self-insurers to establish a worker's monthly wage. Eliminates requirement for self-insurers to issue an order allowing a claim when the claim allows only medical treatment and provides that orders issued by self-insurers to allow a claim may not address any other issues. Requires self-insurers extending the time for issuing orders for good cause to include the reasons for the good cause in the notice extending the time. Requires self-insurer orders to include a statement, in black type of at least 10 point body or size, that the order, decision, or award becomes final within 60 days unless a request for reconsideration or appeal is filed.

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