

1 **SHB 1607 - H AMDS 209 FAILED 3-15-97**

2 By Representative Conway

3 On page 4, line 33, after "subject to" insert "(b) of this
4 subsection and to"

5 On page 4, line 36, after "(b)" insert the following:

6 "If an independent medical examiner or panel selected by the
7 self-insurer determines that a worker's condition is fixed and
8 stable and the worker's attending or treating physician disagrees
9 in writing with that determination within thirty days of the
10 physician's receipt of the report by the examiner or panel, the
11 self-insurer may not close the worker's claim, but must forward the
12 claim to the department within ten days after receipt of the
13 attending or treating physician's written response. The department
14 must review the claim and enter a determinative order as provided
15 for in RCW 51.52.050.

16 (c)"

17 On page 5, line 12, strike "(c)" and insert "(d)"

EFFECT: The amendment adds that if the worker's attending or treating physician disagrees with a determination that the injured worker's condition is "fixed and stable" made by an independent medical examiner selected by the self-insurer, the self-insurer may not close the worker's claim. The claim must be forwarded to the Department of Labor and Industries for review and a determinative order.