

SHB 2431 - H AMD 1071

By Representative Condotta

1 On page 9, beginning on line 22, after "(11)" strike all material  
2 through "(12)" on line 30 and insert "((~~If within two years of claim~~  
3 ~~closure under subsections (7) through (9) of this section, the~~  
4 ~~department determines that the self insurer has made payment of~~  
5 ~~benefits because of clerical error, mistake of identity, or innocent~~  
6 ~~misrepresentation or the department discovers a violation of the~~  
7 ~~conditions of claim closure, the department may require the self-~~  
8 ~~insurer to correct the benefits paid or payable. This subsection (11)~~  
9 ~~does not limit in any way the application of RCW 51.32.240.~~  
10 ~~---(12)---))"~~  
11

EFFECT: Strikes provision in current law allowing the Department of Labor and Industries, within two years of closure of a claim by a self-insurer, to require the self-insurer to correct the benefits paid or payable under certain circumstances. (Retains authority under current law for certain corrections within one year of the incorrect payment.)

--- END ---