

BILL 13_AMENDMENT 1

INTERIM COMMITTEE AMENDMENT

Interim Committee to Study Issues Related to Pinnacle Assurance

BY SENATOR Carroll

BILL 13 be amended as follows:

1 Amend BILL 13, page 4, after line 9 insert:

2 "SECTION 3. 8-43-404 (5), Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

4 **8-43-404. Examination - refusal - personal responsibility -**
5 **physicians to testify and furnish results - injured worker right to**
6 **select treating physicians - injured worker right to third-party**
7 **communications - definitions - rules. (5) (c) A TREATING PHYSICIAN**
8 **SHALL NOT COMMUNICATE WITH THE EMPLOYER OR INSURER OF AN**
9 **INJURED WORKER REGARDING THAT INJURED WORKER UNLESS:**

10 (I) THE INJURED WORKER IS PRESENT FOR THE COMMUNICATION;
11 OR

12 (II) THE COMMUNICATION IS CONDUCTED IN WRITING, IN WHICH
13 CASE THE INJURED WORKER HAS THE RIGHT TO OBTAIN A COPY OF THE
14 WRITTEN COMMUNICATION. THE PERSON SENDING THE WRITTEN
15 COMMUNICATION SHALL EITHER SEND A COPY OF THE COMMUNICATION TO
16 THE INJURED WORKER WHEN HE OR SHE SENDS THE WRITTEN
17 COMMUNICATION TO THE PERSON TO WHOM IT IS ADDRESSED OR SHALL
18 PROVIDE A COPY AS PART OF MEDICAL RECORDS DISCLOSURES REQUIRED
19 BY DIRECTOR RULES."

20 Renumber succeeding sections accordingly.

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