

SB0830/933322/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 830
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “9–709(a)” insert “, 9–710(b), and 9–711(a)”.

AMENDMENT NO. 2

On page 2, after line 21, insert:

“9–710.

(b) (1) If a covered employee dies from an accidental personal injury, the dependents of the covered employee or an individual on their behalf shall, within 18 months after the date of death, file with the Commission:

- (i) a claim application form;
- (ii) proof of death;
- (iii) certificates of any physician who attended the covered employee; and
- (iv) any other proof that the Commission may require by regulation.

(2) (i) A claim application form filed under paragraph (1) of this subsection shall include an authorization by the claimant for the release, to the claimant’s attorney, **THE UNINSURED EMPLOYERS’ FUND, THE SUBSEQUENT INJURY FUND**, the covered employee’s employer, and the insurer of the covered employee’s employer, or an agent of the claimant’s attorney, **THE UNINSURED**

EMPLOYERS' FUND, THE SUBSEQUENT INJURY FUND, the covered employee's employer, or the insurer of the covered employee's employer, of medical AND FINANCIAL information that [is] MAY BE relevant to:

1. the member of the body that was injured, as indicated on the claim application form; and

2. the description of how the accidental personal injury occurred, as indicated on the claim application form.

(ii) An authorization under subparagraph (i) of this paragraph:

1. includes the release of information relating to the history, findings, office and patient charts, files, examination and progress notes, [and] physical evidence, AND ADDITIONAL CLAIMS FILED BY THE CLAIMANT;

2. INCLUDES THE RELEASE OF INFORMATION IN THE CUSTODY OF THE COMMISSION;

[2.] 3. is effective for 1 year from the date the claim is filed;
and

[3.] 4. does not restrict the redisclosure of medical information or written material relating to the authorization to a medical manager, health care professional, or certified rehabilitation practitioner.

9-711.

(a) (1) If a covered employee suffers a disablement or death as a result of an occupational disease, the covered employee or the dependents of the covered

employee shall file a claim application form with the Commission within 2 years, or in the case of pulmonary dust disease within 3 years, after the date:

(i) of disablement or death; or

(ii) when the covered employee or the dependents of the covered employee first had actual knowledge that the disablement was caused by the employment.

(2) (i) A claim application form filed under paragraph (1) of this subsection shall include an authorization by the claimant for the release, to the claimant's attorney, **THE UNINSURED EMPLOYERS' FUND, THE SUBSEQUENT INJURY FUND**, the claimant's or covered employee's employer, and the insurer of the claimant's or covered employee's employer, or an agent of the claimant's attorney, **THE UNINSURED EMPLOYERS' FUND, THE SUBSEQUENT INJURY FUND**, the claimant's or covered employee's employer, or the insurer of the claimant's or covered employee's employer, of medical **AND FINANCIAL** information that [is] **MAY BE** relevant to:

1. the member of the body that was injured, as indicated on the claim application form; and

2. the description of how the occupational disease occurred, as indicated on the claim application form.

(ii) An authorization under subparagraph (i) of this paragraph:

1. includes the release of information relating to the history, findings, office and patient charts, files, examination and progress notes, [and] physical evidence, **AND ADDITIONAL CLAIMS FILED BY THE CLAIMANT;**

2. INCLUDES THE RELEASE OF INFORMATION IN THE CUSTODY OF THE COMMISSION;

[2.] 3. is effective for 1 year from the date the claim is filed;
and

[3.] 4. does not restrict the redisclosure of medical information or written material relating to the authorization to a medical manager, health care professional, or certified rehabilitation practitioner.”.