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**ENGROSSED SUBSTITUTE SENATE BILL 5915**

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**State of Washington**

**60th Legislature**

**2007 Regular Session**

**By** Senate Committee on Labor, Commerce, Research & Development  
(originally sponsored by Senators Honeyford, Clements, Kohl-Welles  
and Roach)

READ FIRST TIME 02/28/07.

1       AN ACT Relating to unemployment and industrial insurance notices  
2 required to be posted by employers; amending RCW 51.28.020; adding a  
3 new section to chapter 50.12 RCW; and adding a new section to chapter  
4 51.04 RCW.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6       NEW SECTION. **Sec. 1.** A new section is added to chapter 50.12 RCW  
7 to read as follows:

8       When an employer initially files a master application under chapter  
9 19.02 RCW for the purpose, in whole or in part, of registering to pay  
10 unemployment insurance taxes, the department shall send to the employer  
11 any printed material the department requires the employer to post under  
12 this title. Any time the printed material has substantive changes in  
13 the information, the department shall send a copy to each employer.

14       NEW SECTION. **Sec. 2.** A new section is added to chapter 51.04 RCW  
15 to read as follows:

16       When an employer initially files a master application under chapter  
17 19.02 RCW for the purpose, in whole or in part, of registering to pay  
18 industrial insurance taxes, the department shall send to the employer

1 any printed material the department requires the employer to post under  
2 this title. Any time the printed material has substantive changes in  
3 the information, the department shall send a copy to each employer.

4 **Sec. 3.** RCW 51.28.020 and 2005 c 108 s 3 are each amended to read  
5 as follows:

6 (1)(a) Where a worker is entitled to compensation under this title  
7 he or she shall file with the department or his or her self-insured  
8 employer, as the case may be, his or her application for such, together  
9 with the certificate of the physician who attended him or her. An  
10 application form developed by the department shall include a notice  
11 specifying the worker's right to receive health services from a  
12 physician of the worker's choice under RCW 51.36.010, including  
13 chiropractic services under RCW 51.36.015, and listing the types of  
14 providers authorized to provide these services.

15 (b) The physician who attended the injured worker shall inform the  
16 injured worker of his or her rights under this title and lend all  
17 necessary assistance in making this application for compensation and  
18 such proof of other matters as required by the rules of the department  
19 without charge to the worker. The department shall provide physicians  
20 with a manual which outlines the procedures to be followed in  
21 applications for compensation involving occupational diseases, and  
22 which describes claimants' rights and responsibilities related to  
23 occupational disease claims.

24 (2) If the application required by this section is:

25 (a) Filed on behalf of the worker by the physician who attended the  
26 worker, the physician may transmit the application to the department  
27 electronically using facsimile mail;

28 (b) Made to the department and the employer has not received a copy  
29 of the application, the department shall immediately send a copy of the  
30 application to the employer; or

31 (c) Made to a self-insured employer, the employer shall forthwith  
32 send a copy of the application to the department.

33 (3) When the application required by this section is filed on  
34 behalf of the worker by the health services provider who attended the  
35 worker, the worker shall provide written notice of the claim to his or  
36 her employer within ten days after the date the worker received medical

1 treatment. The department shall develop forms to assist the worker in  
2 expediently notifying his or her employer of a claim.

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