

SSB 5915 - S AMD 212

By Senators Kohl-Welles, Clements, Honeyford

ADOPTED 03/10/2007

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 50.12 RCW
4 to read as follows:

5 When an employer initially files a master application under chapter
6 19.02 RCW for the purpose, in whole or in part, of registering to pay
7 unemployment insurance taxes, the department shall send to the employer
8 any printed material the department requires the employer to post under
9 this title. Any time the printed material has substantive changes in
10 the information, the department shall send a copy to each employer.

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

13 When an employer initially files a master application under chapter
14 19.02 RCW for the purpose, in whole or in part, of registering to pay
15 industrial insurance taxes, the department shall send to the employer
16 any printed material the department requires the employer to post under
17 this title. Any time the printed material has substantive changes in
18 the information, the department shall send a copy to each employer.

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

21 (1)(a) Where a worker is entitled to compensation under this title
22 he or she shall file with the department or his or her self-insured
23 employer, as the case may be, his or her application for such, together
24 with the certificate of the physician who attended him or her. An
25 application form developed by the department shall include a notice
26 specifying the worker's right to receive health services from a
27 physician of the worker's choice under RCW 51.36.010, including

1 chiropractic services under RCW 51.36.015, and listing the types of
2 providers authorized to provide these services.

3 (b) The physician who attended the injured worker shall inform the
4 injured worker of his or her rights under this title and lend all
5 necessary assistance in making this application for compensation and
6 such proof of other matters as required by the rules of the department
7 without charge to the worker. The department shall provide physicians
8 with a manual which outlines the procedures to be followed in
9 applications for compensation involving occupational diseases, and
10 which describes claimants' rights and responsibilities related to
11 occupational disease claims.

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

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

16 (b) Made to the department and the employer has not received a copy
17 of the application, the department shall immediately send a copy of the
18 application to the employer; or

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

21 (3) When the application required by this section is filed on
22 behalf of the worker by the health services provider who attended the
23 worker, the worker shall provide written notice of the claim to his or
24 her employer within ten days after the date the worker received medical
25 treatment. The department shall develop forms to assist the worker in
26 expediently notifying his or her employer of a claim."

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27 On page 1, line 2 of the title, after "employers;" strike the
28 remainder of the title and insert "amending RCW 51.28.020; adding a new
29 section to chapter 50.12 RCW; and adding a new section to chapter 51.04
30 RCW."

EFFECT: Requires workers to provide written notice of a workers' compensation claim to employers within 10 days of the date the worker receives medical treatment.

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