

# HB 1763 -- Redline

Substitute to Bill -- Concerning injured workers' rights during independent medical examinations.

Deletions ~~struck~~ · Insertions underlined

~~H-2535.1~~ H-1971.1 ~~SUBSTITUTE~~ HOUSE BILL 1763 State of Washington 67th Legislature 2022 Regular Session By ~~House Labor & Workplace Standards (originally sponsored by~~ Representatives Bronoske, Sells, Berry, Valdez, Goodman, Peterson, Simmons, Pollet, Ormsby, Harris-Talley, and ~~Kloba)~~ Kloba ~~READ~~ Prefiled ~~FIRST~~ 01/04/22. ~~TIME 02/03/22.~~

Read first time 01/10/22.

Referred to Committee on Labor & Workplace Standards.

and amending RCW ~~51.36.070;~~ 51.36.070.

~~and adding a new section to chapter 51.36 RCW.~~

1 ~~SHB~~ HB 1763 the injured worker if no approved medical examiner in the specialty needed is available in that community.

(4)(a) A worker has the right to record either the audio, video, or both, of all ~~examinations,~~ examinations ~~except for psychiatric examinations,~~ ordered under this section or RCW 51.32.110.

~~For psychiatric examinations, the worker has the right to audio recording only.~~

(g) The worker has the right to have one person, at least 18 years of age, of the worker's choosing, but not the worker's legal representative, present to observe all ~~examinations,~~ examinations ~~except for psychiatric examinations,~~ ordered under this section or RCW 51.32.110.

~~P-~~

~~2 SHB 1763 NEW SECTION.~~

~~Sec.~~

~~2-~~

~~A new section is added to chapter 51.36 RCW to read as follows:~~

~~(1) The department shall monitor the impacts of RCW 51.36.070(4), including:~~

~~(a) Tracking how RCW 51.36.070(4) impacts the number of available independent medical examination providers for all examination types;~~

~~and (b) Monitoring the costs to claimants, employers, providers, and independent medical examination firms.~~

~~(2) Beginning December 1, 2022, and each December 1st thereafter, the department shall submit a report to the appropriate committees of the legislature detailing the impacts of RCW 51.36.070(4).~~

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