

Amendment No. 1 to SB1275

Johnson
Signature of Sponsor

AMEND Senate Bill No. 1275

House Bill No. 1159*

by adding the following new sections immediately preceding the last section and by renumbering the remaining sections accordingly:

SECTION 2. Tennessee Code Annotated, Section 50-6-102(4), is amended by deleting the subdivision in its entirety and by renumbering the remaining subdivisions accordingly.

SECTION 3. Tennessee Code Annotated, Section 50-6-204(j)(4)(E)(i), is amended by deleting the language "may either file a:" and by substituting, instead, "may file a petition for benefit determination.", and is further amended by deleting subsections (a) and (b).

SECTION 4. Tennessee Code Annotated, Section 50-6-207(4)(C)(v), is amended by deleting the subdivision in its entirety and substituting, instead, the following language:

Prior to filing any request for reconsideration, the employer, insurer or department shall file a petition for benefit determination and participate in alternative dispute resolution pursuant to § 50-6-236. In the event, the parties are unable to reach an agreement through alternative dispute resolution, the workers' compensation mediator shall issue a dispute certification notice and the employer, insurer or department may file a request for a hearing, as provided in § 50-6-239, to determine the issue of reconsideration.

SECTION 5. Tennessee Code Annotated, Section 50-6-207(5), is amended by adding the word "primarily" between the words "arising" and "out" and by adding the phrase "and scope" between the words "course" and "of".

Senate Commerce and Labor Committee 1

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SECTION 6. Tennessee Code Annotated, Section 50-6-208(h), is amended by deleting the language “benefit review conference” and substituting, instead, “alternative dispute resolution”.

SECTION 7. Tennessee Code Annotated, Section 50-6-214(a)(2)(B), is amended by deleting the language “specialist” and substituting, instead, “judge”.

SECTION 8. Tennessee Code Annotated, Section 50-6-242, is amended by deleting the reference to “§ 50-6-241(d)(1)(B) or (d)(2)” and by substituting instead a reference to “§ 50-6-207(3)(B)” and further amend by deleting the language “court or workers’ compensation specialist” and replacing it, instead” with “workers’ compensation judge”.

SECTION 9. Tennessee Code Annotated, Section 50-6-609, is amended by adding the word “primarily” between the words “arising” and “out” and by adding the phrase “and scope” between the words “course” and “of”.