

Introduced: 3/1/84
Referred: Health, Education and
Social Services and
Labor and Commerce

BY THE LABOR AND
COMMERCE COMMITTEE

1 IN THE SENATE

2 SENATE BILL NO. 517

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to workers' compensation; and pro-
7 viding for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 23.30.095(c) is amended to read:

10 (c) A [NO] claim for medical or surgical treatment is not valid
11 and enforceable [AS] against the employer unless, within 14 [20] days
12 following [THE FIRST] treatment [AND FOLLOWING THE TIME SET BY THE
13 BOARD FOR NOTICE OF SUBSEQUENT TREATMENTS], the physician giving the
14 treatment or the employee receiving it furnishes to the employer and
15 the board notice of the injury and treatment, preferably on a form
16 prescribed by the board. The board shall, however, excuse the failure
17 to furnish notice within 14 [20] days when it finds it to be in the
18 interest of justice to do so, and it may, upon application by a party
19 in interest, make an award for the reasonable value of the medical or
20 surgical treatment so obtained by the employee.

21 * Sec. 2. AS 23.30.155(d) is amended to read:

22 (d) If the employer controverts the right to compensation the
23 employer [HE] shall file with the board a notice of controversion on
24 or before the 21st [14TH] day after the employer [HE] has knowledge of
25 the alleged injury or death. If the employer controverts the right to
26 compensation after payments have begun, the employer shall file with
27 the board a notice of controversion within seven days after [OR ON OR
28 BEFORE] an installment of compensation payable without an award is due
29 [, A NOTICE OF CONTROVERSION ON A FORM PRESCRIBED BY THE BOARD].

1 * Sec. 3. AS 23.30.155(e) is amended to read:

2 (e) If any installment of compensation payable without an award
3 is not paid within seven [14] days after it becomes due, as provided
4 in (b) of this section, there shall be added to the unpaid installment
5 an amount equal to 20 percent of it. This additional amount [, WHICH]
6 shall be paid at the same time as, and in addition to, the install-
7 ment, unless notice is filed under (d) of this section or unless the
8 nonpayment is excused by the board after a showing by the employer
9 that owing to conditions over which the employer [HE] had no control
10 the installment could not be paid within the period prescribed for the
11 payment.

12 * Sec. 4. This Act takes effect July 1, 1984.