



Ninety-Ninth Legislature - First Session - 2005
Introducer's Statement of Intent
LB 433

Chairperson: Douglas Cunningham
Committee: Business and Labor
Date of Hearing: February 14, 2005

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Under current law, an injured employee is entitled to select a physician that has maintained the employee's medical records prior to an injury and has a documented history of treatment with the employee prior the injury. Following an injury, the employer has the obligation to notify the employee of his or her right of selection in a form, manner and timeframe as specified by the Workers' Compensation Court. If the employer either fails to notify the employee of the right of selection, or the employer fails to notify the employee in the form, manner and timeframe as specified by the court, the employee has a right to select any physician.

LB 433 provides that the employer has the right to select the physician or other provided to treat an injured employee and that the treatment shall be offered promptly. The employee may express dissatisfaction with the employer's choice of providers. If that occurs, the employer and employee may agree on an alternate provider. If the two parties cannot agree, according to current language either party may submit to dispute resolution.

Principal Introducer: _____
Senator Douglas Cunningham