

SENATE BILL NO. 88

BY SENATOR LUNEAU

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To amend and reenact R.S. 23:1203.1(K), relative to the workers' compensation medical treatment schedule; to provide for appeals; to provide for deadlines; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 23:1203.1(K) is hereby amended and reenacted to read as follows:

§1203.1. Definitions; medical treatment schedule; medical advisory council

* * *

K. After the issuance of the decision by the medical director or associate medical director of the office, any party who disagrees with the decision; may then appeal by filing a "Disputed Claim for Compensation", which is LWC Form 1008, **within forty-five days of the date of the issuance of the decision.** The decision may be overturned when it is shown, by clear and convincing evidence, the decision of the medical director or associate medical director was not in accordance with the provisions of this Section.

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____