
DIGEST

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HB 218 Original

2020 Regular Session

Frieman

Abstract: Provides that a request made for a medical examination at or prior to a pretrial conference for a workers' compensation claim cannot be cancelled unless provided by the exception.

Present law provides that any party wishing to request an additional medical opinion for a medical examination is required to make such a request at or prior to the pretrial conference. However, request for additional medical opinions made after such a time shall be denied except for good cause or if in the best interest of justice.

Proposed law provides that if a request for a medical examination is made at or prior to the pretrial conference, the medical examination cannot be cancelled by the workers' compensation judge unless the objecting party proves by clear and convincing evidence that the present law (R.S. 23:1123) criteria for a medical examination have not been met.

(Amends R.S. 23:1317.1(A))