

By: Oliveira

H.B. No. 2726

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to disputing the certification of maximum medical  
3 improvement and evaluation of impairment rating.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 408.123(e), Labor Code, is amended to  
6 read as follows:

7 (e) Except as otherwise provided by this section, an  
8 employee's first valid certification of maximum medical  
9 improvement and first valid certification of an impairment rating  
10 is final if the certification or assignment is not contested  
11 [~~disputed~~] before the 91st day after the date written notification  
12 of the certification or assignment is provided to the employee and  
13 the carrier by verifiable means. Contesting the certification or  
14 rating only requires the party to file a written contest with the  
15 Division, which shall not serve as a request for a benefit review  
16 conference on that issue. When the party is fully prepared to enter  
17 the Division's dispute resolution process, the party may request a  
18 benefit review conference.

19 SECTION 2. This Act takes effect September 1, 2013.