

By: Davis of Dallas

H.B. No. 3702

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the notice of rights provided to an injured employee
3 under the Texas workers' compensation system.

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

5 SECTION 1. Section 404.109, Labor Code, is amended to read
6 as follows:

7 Sec. 404.109. INJURED EMPLOYEE RIGHTS; NOTICE. (a) The
8 public counsel shall adopt, in the form and manner prescribed by the
9 public counsel and after consultation with the commissioner of
10 workers' compensation, a notice of injured employee rights and
11 responsibilities to be distributed by the division as provided by
12 commissioner or commissioner of insurance rules.

13 (b) The notice adopted under Subsection (a) must inform an
14 injured employee that the employee has the right to choose a
15 treating doctor, including a doctor of medicine, osteopathic
16 medicine, optometry, dentistry, podiatry, or chiropractic who is
17 licensed and authorized to practice.

18 (c) A right or responsibility included in the notice adopted
19 under Subsection (a) [~~this section~~] must be consistent with the
20 requirements of this subtitle and division rules.

21 (d) This section may not be construed as establishing an
22 entitlement to benefits to which the claimant is not otherwise
23 entitled under this subtitle.

24 SECTION 2. The public counsel of the office of injured

1 employee counsel shall adopt the notice required under Section
2 [404.109](#), Labor Code, as amended by this Act, not later than December
3 1, 2017.

4 SECTION 3. This Act takes effect September 1, 2017.