

HOUSE AMENDMENTS TO HOUSE BILL 2211

By COMMITTEE ON BUSINESS AND LABOR

April 14

1 In line 3 of the printed bill, after “656.745” insert “and 656.780”.

2 In line 12, delete “or” and insert a comma.

3 In line 13, after “ganization” insert “or service company”.

4 Delete lines 18 through 20 and insert:

5 “(3) Except as specified in ORS 656.780, the director may assess a penalty against a service
6 company only for claims processing performance deficiencies revealed in annual audits associated
7 with claims processing performance. The director may assess only one penalty for each separate
8 violation by an employer, insurer or service company for deficiencies revealed in annual audits as-
9 sociated with claims processing performance.”.

10 In line 23, after the period delete the rest of the line and delete lines 24 and 25.

11 After line 27, insert:

12 “**SECTION 2.** ORS 656.780 is amended to read:

13 “656.780. (1) The Director of the Department of Consumer and Business Services shall:

14 “(a) Adopt by rule standards for certification of workers’ compensation claims examiners that
15 shall be administered by workers’ compensation insurers, self-insured employers and [*third party*
16 *administrators*] **service companies**; and

17 “(b) Develop or approve any training curriculum used by insurers, self-insured employers and
18 [*third party administrators*] **service companies** that is related to interactions with independent
19 medical examination providers required under ORS 656.325.

20 “(2)(a) Each insurer, self-insured employer and [*third party administrator*] **service company** shall
21 maintain records of the certification and training of their workers’ compensation claims examiners.
22 These records are subject to inspection and review by the director.

23 “(b) The director may impose a civil penalty against any insurer, self-insured employer or [*third*
24 *party administrator*] **service company** that fails to:

25 “(A) Maintain or produce certification and training records as required by the rules of the di-
26 rector; or

27 “(B) Provide training based on a curriculum approved by the director related to interactions
28 with independent medical examination providers required under ORS 656.325.

29 “(3) Insurers, self-insured employers and [*third party administrators*] **service companies** may
30 employ only certified workers’ compensation claims examiners to process workers’ compensation
31 claims. The director may impose a civil penalty against any insurer, self-insured employer or [*third*
32 *party administrator*] **service company** that violates this subsection.”.

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