

SB197\_L.006

## SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.SB21-197 be amended as follows:

1 Amend printed bill, page 2, after line 1 insert:

2 "SECTION 1. In Colorado Revised Statutes, 8-42-105, amend  
3 (3)(d)(I) as follows:

4 **8-42-105. Temporary total disability.** (3) Temporary total  
5 disability benefits shall continue until the first occurrence of any one of  
6 the following:

7 (d) (I) The attending physician, AN AUTHORIZED TREATING  
8 PHYSICIAN, OR AN INDEPENDENT MEDICAL EXAMINER SELECTED BY THE  
9 EMPLOYER OR THE EMPLOYER'S INSURER gives the employee a written  
10 release to return to modified employment, such employment is offered to  
11 the employee in writing, and the employee fails to begin such  
12 employment.

13 **SECTION 2.** In Colorado Revised Statutes, 8-42-106, amend  
14 (2)(b)(I) as follows:

15 **8-42-106. Temporary partial disability.** (2) Temporary partial  
16 disability payments shall continue until the first occurrence of either one  
17 of the following:

18 (b) (I) The attending physician, AN AUTHORIZED TREATING  
19 PHYSICIAN, OR AN INDEPENDENT MEDICAL EXAMINER SELECTED BY THE  
20 EMPLOYER OR THE EMPLOYER'S INSURER gives the employee a written  
21 release to return to modified employment, such employment is offered to  
22 the employee in writing, and the employee fails to begin such  
23 employment.

24 **SECTION 3.** In Colorado Revised Statutes, 8-42-107, amend  
25 (8)(b)(II)(A) as follows:

26 **8-42-107. Permanent partial disability benefits - schedule -**  
27 **medical impairment benefits - how determined.** (8) **Medical**  
28 **impairment benefits - determination of MMI for scheduled and**  
29 **nonscheduled injuries.** (b) (II) If either party disputes a determination  
30 by an authorized treating physician on the question of whether the injured  
31 worker has or has not reached maximum medical improvement, an  
32 independent medical examiner may be selected in accordance with  
33 section 8-42-107.2; except that, if an authorized treating physician has not  
34 determined that the employee has reached maximum medical  
35 improvement, the employer or insurer may only request the selection of  
36 an independent medical examiner if all of the following conditions are  
37 met:

38 (A) At least ~~twenty-four~~ TWELVE months have passed since the  
39 date of injury;".

40 Renumber succeeding sections accordingly.

\*\* \*\*\* \*\* \*\*\* \*\*