

2016 -- S 2551

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LC004082
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO LABOR AND LABOR RELATIONS -- WORKERS' COMPENSATION --
MEDICAL SERVICES

Introduced By: Senators Doyle, and Ciccone

Date Introduced: February 25, 2016

Referred To: Senate Labor

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 28-33-5 of the General Laws in Chapter 28-33 entitled "Workers'
2 Compensation - Benefits" is hereby amended to read as follows:
3 **28-33-5. Medical services provided by employer. --** The employer shall, subject to the
4 choice of the employee as provided in § 28-33-8, promptly provide for an injured employee any
5 reasonable medical, surgical, dental, optical, or other attendance or treatment, nurse and hospital
6 service, medicines, crutches, and apparatus for such period as is necessary, in order to cure,
7 rehabilitate or relieve the employee from the effects of his injury; provided, that no fee for major
8 surgery shall be paid unless permission for it is first obtained from the workers' compensation
9 court, the employer, or the insurance carrier involved, except where compliance with it may
10 prove fatal or detrimental to the employee. Irrespective of the date of injury, the liability of the
11 employer for hospital service rendered under this section to the injured employee shall be the cost
12 to the hospital of rendering the service at the time the service is rendered. The director, after
13 consultations with representatives of hospitals, employers, and insurance companies, shall
14 establish administrative procedures regarding the furnishing and filing of data and the time and
15 method of billing and may accept as representing the costs for both routine and special services to
16 patients, costs as computed for the federal Medicare program. Each hospital licensed under
17 chapter 16 of title 23 which renders services to injured employees under the Workers'
18 Compensation Act, chapters 29 -- 38 of this title, shall submit and certify to the director, in

1 accordance with requirements of the administrative procedures established by him or her, its costs
2 for those services. The employer shall also provide all medical, optical, dental, and surgical
3 appliances and apparatus required to cure or relieve the employee from the effects of the injury,
4 including but not being limited to the following: ambulance and nursing service, eyeglasses,
5 dentures, braces and supports, artificial limbs, crutches, and other similar appliances; provided,
6 that the employer shall not be liable to pay for or provide hearing aids or other amplification
7 devices.

8 The reasonable cost of transportation to and from any health care provider, incurred by
9 the employee, as a result of any treatment covered by this section, §§28-33-7, 28-33-8 and 28-33-
10 41 shall be charged to the employer, and if paid for by the employee, they shall be reimbursed in
11 full for these expenses by their employer, upon presentation of a receipt or other evidence of
12 payment.

13 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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- 1 This act would require employers to pay the reasonable transportation costs for
- 2 employees that travel round-trip to receive workers' compensation related health care services.
- 3 This act would take effect upon passage.

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