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LEGISLATIVE ACTION

Senate

House

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Floor: WD

04/29/2009 03:45 PM

Senator Deutch moved the following:

Senate Amendment (with title amendment)

Between lines 114 and 115
insert:

(8) If attorney's fees are to be awarded to a claimant's attorney under this section, the amount of such fees to be paid by the employer or carrier may be increased up to the amount of the fees paid by the employer or carrier to the employer's or carrier's attorneys to defend against the claim if it is determined that the employer or carrier engaged in a bad faith denial of benefits, unreasonably delayed furnishing benefits that were due and owing, or unreasonably continued or increased



256532

13 the expense of litigation.

14

15 ===== T I T L E A M E N D M E N T =====

16 And the title is amended as follows:

17 Delete line 7

18 and insert:

19 carrier or employer; providing for parity in
20 attorney's fees if the employer or carrier had engaged
21 in certain conduct; providing an effective date.