

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Regulatory Affairs
 2 Committee
 3 Representative Sullivan offered the following:

Amendment (with directory and title amendments)

Between lines 277 and 278, insert:

7 (c) If there is disagreement in the opinions of the health
 8 care providers, if two health care providers disagree on medical
 9 evidence supporting the employee's complaints or the need for
 10 additional medical treatment, or if two health care providers
 11 disagree that the employee is able to return to work, the
 12 department may, and the judge of compensation claims shall, upon
 13 his or her own motion or within 15 days after receipt of a
 14 written request by either the injured employee, the employer, or
 15 the carrier, order the injured employee to be evaluated by an
 16 expert medical advisor. The injured employee and the employer or
 17 carrier may agree on the health care provider to serve as an

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18 expert medical advisor. If the parties do not agree, the judge
19 of compensation claims shall select an expert medical advisor
20 from the department's list of certified expert medical advisors.
21 If a certified medical advisor within the relevant medical
22 specialty is unavailable, the judge of compensation claims shall
23 appoint any otherwise qualified health care provider to serve as
24 an expert medical advisor without obtaining the department's
25 certification. The opinion of the expert medical advisor is
26 presumed to be correct unless there is clear and convincing
27 evidence to the contrary as determined by the judge of
28 compensation claims. The expert medical advisor appointed to
29 conduct the evaluation shall have free and complete access to
30 the medical records of the employee. An employee who fails to
31 report to and cooperate with such evaluation forfeits
32 entitlement to compensation during the period of failure to
33 report or cooperate.

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36 -----
37 **D I R E C T O R Y A M E N D M E N T**

38 Remove line 247 and insert:

39 (a), (c), and (f) of subsection (9) of section 440.13, Florida
40

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42 **T I T L E A M E N D M E N T**

43 Between lines 27 and 28, insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 613 (2016)

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44 providing requirements for the selection of an expert medical
45 advisor;