



General Assembly

February Session, 2004

**Amendment**

LCO No. 4539

**\*HB0534004539SRO\***

Offered by:

SEN. GENUARIO, 25<sup>th</sup> Dist.

To: Subst. House Bill No. 5340

File No. 324

Cal. No. 383

**"AN ACT CONCERNING LUMP SUM PAYMENTS UNDER THE WORKERS' COMPENSATION ACT."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 31-284a of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective July 1, 2004*):

5 (a) Notwithstanding the provisions of sections 4a-19 and 4a-20 to  
6 the contrary, the Commissioner of Administrative Services shall solicit  
7 proposals from any management firm engaged in the business of  
8 administering workers' compensation claims, or from any authorized  
9 mutual insurance company or stock company or subsidiary thereof  
10 writing workers' compensation or employer's liability insurance in this  
11 state, for the purposes of administering the workers' compensation  
12 claims filed against the state, or of insuring the state's full liability  
13 under workers' compensation and administering such claims. [Said]  
14 The commissioner may, at [his] said commissioner's discretion, reject  
15 any or all of such proposals if they are deemed to be inadequate to

16 effectively serve the needs of the state concerning workers'  
17 compensation. [Any funds appropriated in section 1 of special act 81-  
18 22\* for workers' compensation payments by the state and  
19 administrative expenses for the state workers' compensation program  
20 shall be available and may be transferred with the approval of the  
21 Governor to meet the necessary expenses of contracting for such  
22 services.]

23 (b) The Commissioner of Administrative Services shall adopt  
24 regulations, in accordance with the provisions of chapter 54, which  
25 establish the fees payable by this state for its employees under the  
26 provisions of this chapter, based on the medical procedure,  
27 combination of procedures or diagnosis of the patient, provided the fee  
28 schedule shall not apply to services rendered to a claimant who is  
29 participating in the state's managed care plan. The regulations shall  
30 limit annual growth in total medical fees payable by the state to no  
31 more than the annual percentage increase in the consumer price index  
32 for all urban workers. Said commissioner may exclude from  
33 participation in the state workers' compensation managed care  
34 program any medical provider found, through a systematic program  
35 of utilization review, to exceed generally accepted standards of the  
36 scope, duration or intensity of services rendered to patients with  
37 similar diagnostic characteristics. The state shall not make any  
38 payment to a facility owned in whole or in part by the referring  
39 practitioner.

40 (c) The Commissioner of Administrative Services shall have sole  
41 responsibility for establishing policies, procedures and practices for all  
42 state agencies participating in the state of Connecticut workers'  
43 compensation program, including, but not limited to, policies,  
44 procedures and practices with respect to injury prevention, injury  
45 reporting, return to work, modified or alternative duty, claims  
46 management and claims reimbursement."