

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 463

Introduced by Arch, 14.

Read first time January 15, 2021

Committee:

- 1 A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to
- 2 amend section 48-134, Reissue Revised Statutes of Nebraska; to
- 3 change provisions relating to physical examinations of injured
- 4 employees; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 48-134, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 48-134 After an employee has given notice of an injury, as provided
4 in section 48-133, and from time to time thereafter during the
5 continuance of his or her disability, he or she shall, if so requested by
6 the employer or the insurance company carrying such risk, submit himself
7 or herself to an examination by a physician or surgeon legally authorized
8 to practice medicine under the laws of the state in which he or she
9 practices, furnished and paid for by the employer, or the insurance
10 company carrying such risk, as the case may be. The employee shall have
11 the right to have a physician provided and paid for by himself or herself
12 ~~present~~ at the examination. The employee's physician may attend the
13 examination either in person or remotely by electronic means. The
14 unreasonable refusal of the employee to submit to such examination shall
15 deprive him or her of the right to compensation under the Nebraska
16 Workers' Compensation Act during the continuance of such refusal, and the
17 period of such refusal shall be deducted from the period during which
18 compensation would otherwise be payable.

19 Sec. 2. Original section 48-134, Reissue Revised Statutes of
20 Nebraska, is repealed.