

Amendment to SB 59

1 Amend RSA 141-G:10, I(b) as inserted by section 1 of the bill by replacing it with the following:

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3 (b) While performing his or her duties as a firefighter, emergency medical technician,  
4 paramedic, or other emergency medical care provider, police officer, probation officer, peace officer,  
5 a person who gives aid at the scene of an emergency or to the victim of crime under RSA 508:12, or  
6 a healthcare provider; or  
7

8 Amend RSA 141-G:15 as inserted by section 1 of the bill by replacing it with the following:

9  
10 141-G:15 Costs. Subject to rules adopted by the commissioner under RSA 141-G:19, an  
11 applicant's workers' compensation insurance carrier shall be responsible for paying the costs  
12 relating to a testing order. Subject to rules adopted by the commissioner under RSA 141-G:19, the  
13 private insurance of an applicant who does not have access to workers compensation insurance  
14 which would cover medication for prophylaxis against potential blood borne pathogens shall be  
15 responsible for paying the costs relating to a testing order. An applicant without insurance  
16 coverage may request testing under this chapter, however, he or she shall be responsible for paying  
17 for the testing order and may be required to pay for testing in advance.  
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19 Amend RSA 141-G:19, II(k) as inserted by section 1 of the bill by replacing it with the following:

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21 (k) Circumstances in which worker's compensation insurance, the government, and  
22 private insurance shall be responsible for paying the costs referred to in RSA 141-G:15.  
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24 Amend the bill by inserting after section 1 the following and renumbering the original section 2 to  
25 read as 3:  
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27 2 Workers' Compensation; Medical, Hospital, and Remedial Care. Amend RSA 281-A:23, VI to  
28 read as follows:

29 VI. An employer subject to this chapter, or the employer's insurance carrier, may furnish or  
30 cause to be furnished, testing for the presence of a bloodborne disease when a critical exposure that  
31 arises out of and in the course of employment occurs. Such testing shall be provided without  
32 prejudice as to the issue of the causal relationship of any subsequently diagnosed bloodborne

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1 disease to the employee's work and without prejudice to the compensability of the bloodborne  
2 disease as an occupational disease or an accidental injury for the purposes of RSA 281-A.  
3 *Notwithstanding the foregoing, any costs for testing associated with a testing order issued*  
4 *pursuant to RSA 141-G:11 shall be paid for by the employer's insurance carrier. Such*  
5 *payment shall be provided without prejudice as to the issue of the causal relationship of*  
6 *any subsequently diagnosed disease or injury.*