

SENATOR HALL: One minute.

SENATOR LANDIS: ...affirmatively denied compensability to the employee.

SENATOR VRTISKA: I understand. That's the part I was trying to get clear in my mind how this...and I guess looking at this, reading this, then I understand what...and I can under...I can...I can go along with it. Thank you.

SENATOR HALL: Thank you, Senator Vrtiska. Senator Hohenstein, you're light is next on the...

SENATOR HOHENSTEIN: Thank you, Senator Hall, members of the body, I have just a couple of questions along the same line as Senator Landis was discussing with Senator Abboud, and then I'll yield any additional time so we have some sort of continuity discussion. This is, I think, the first time we've had a chance in the debate of this bill to talk about doctor's choice, so it is kind of important. Senator Abboud, let's take the scenario, worker is injured, he goes into the managed care plan, he has been treated and the doctor says, you're free to go, you're healed, you're done, we're not paying anymore. The worker disagrees. Would that, under this language, be a denial of compensability?

SENATOR HALL Senator Abboud.

SENATOR ABOUD: Senator Hohenstein, a worker gets injured, he's treated by a physician chosen by the employer.

SENATOR HOHENSTEIN: Yeah, he goes into...he goes into the existing managed care plan and is treated by the employer's physician or the doctor in that plan and the doctor basically releases him to go back to work. He says, you know, you had a problem, you were maybe on light duty for a while, now you're done, you're healed, you go back. Worker disagrees. Worker says, no, I think I'm entitled to additional compensability under this. I think I'm still injured. Is that a denial of compensability?

SENATOR ABOUD: I'll have to think about that one.

SENATOR HOHENSTEIN: Well, I...and I appreciate that, this is