

8 AAC 45.092(b)(5) is amended to read:

(5) The panel members shall vote, or abstain from voting, upon the physicians whose names were listed in the bulletin published under (2) of this subsection or are suggested by a panel member, even if the physician's name did not appear in the bulletin. A physician who receives three affirmative votes will be sent by the board or its designee an application and a letter asking if the physician is interested in performing second independent medical examinations. Unless the board determines that good cause exists to extend the time, **not later than** [WITHIN] 60 days after the date of the board's letter the physician must submit

(A) a completed application listing the physician's education, training, work experience, specialty, and the particular discipline in which the physician is licensed, as well as the names and addresses of professional organizations that have certified the physician or in which the physician is an active member;

(B) a copy [OF] or proof of the physician's current license from the appropriate licensing agency in the state in which the physician practices;

(C) a certificate of insurance for the physician's current and enforceable professional liability insurance for the services performed; [THE CERTIFICATE OF INSURANCE MUST PROVIDE FOR 30-DAY PRIOR NOTICE TO THE BOARD OF CANCELLATION, NONRENEWAL, OR MATERIAL CHANGE OF THE POLICY;]  
and

(D) a certificate of insurance for the physician's workers' compensation insurance if the physician has employees [; THE CERTIFICATE OF

Register 223, October 2017 LABOR AND WORKFORCE DEV.

INSURANCE MUST PROVIDE FOR 30-DAY PRIOR NOTICE TO THE BOARD OF CANCELLATION, NONRENEWAL, OR MATERIAL CHANGE OF THE POLICY].

(Eff. 7/1/88, Register 107; am 10/28/88, Register 108; am 3/16/90, Register 113; am 7/20/97, Register 143; am 7/2/98, Register 146; am 2/27/2000, Register 153; am 3/13/2004, Register 169; am 2/28/2010, Register 193; am 4/1/2017, Register 221; am 7/27/2017, Register 223)

**Authority:** AS 23.30.005 AS 23.30.095 AS 23.30.110

8 AAC 45.900(j) is amended to read:

(j) For an injury occurring after **December 22, 2011** [THE EFFECTIVE DATE OF THIS SUBSECTION], "previously rehabilitated" under AS 23.30.041(f)(3) means having

(1) completed a reemployment benefits plan under AS 23.30.041 or a substantially similar law in another jurisdiction; or

(2) **done both of the following:**

(A) **having stipulated to eligibility, having an eligibility request approved or having an eligibility evaluation ordered under AS 23.30.041(c);**

(B) **having** waived reemployment benefits under AS 23.30.041(q), **23.30.012** [AS 23.30.012], or a substantially similar law in another jurisdiction. (Eff. 5/28/83, Register 86; am 12/14/86, Register 100; am 7/1/88, Register 107; am 3/16/90, Register 113; am 7/20/97, Register 143; am 7/2/98; Register 146; am 4/16/2010, Register 194; am 12/22/2011, Register 200; am 12/1/2015, Register 216; am 7/27/2017, Register 223)

**Authority:** AS 23.30.005 AS 23.30.097 AS 23.30.230

AS 23.30.030	AS 23.30.175	AS 23.30.240
AS 23.30.041	AS 23.30.220	AS 23.30.395
AS 23.30.090		

THE REGULATIONS REPRODUCED HERE HAVE BEEN PROVIDED BY THE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT AS A PUBLIC COURTESY. WHILE EVERY EFFORT HAS BEEN MADE TO ASSURE THE ACCURACY OF THE REPRODUCED VERSION, THE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT CANNOT GUARANTEE ITS ABSOLUTE ACCURACY. A COPY OF THE REGULATIONS AS ORIGINALLY FILED BY THE LIEUTENANT GOVERNOR ARE AVAILABLE FROM THE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT, DIVISION OF WORKERS' COMPENSATION OR ON THE ALASKA ONLINE PUBLIC NOTICE SYSTEM.

THE REGULATIONS HAVE AN EFFECTIVE DATE OF 07/27/2017, ARE IN REGISTER 223, AND WILL APPEAR IN OFFICIAL PUBLISHED FORM IN THE OCTOBER 2017 SUPPLEMENT TO THE ALASKA ADMINISTRATIVE CODE.