

1 ENGROSSED SENATE
2 BILL NO. 771

By: Sykes of the Senate

and

Echols of the House

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6 [Workers' Compensation Arbitration Act - arbitration
7 agreements - validity of certain agreements -
8 effective date]
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10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. AMENDATORY Section 122, Chapter 208, O.S.L.
12 2013 (85A O.S. Supp. 2014, Section 301), is amended to read as
13 follows:

14 Section 301. All agreements to arbitrate claims for injuries
15 covered by the Administrative Workers' Compensation Act shall be
16 valid and enforceable in this state when:

17 1. The employer provides notice of the existence of an
18 agreement to arbitrate to both the employee and the employer's
19 workers' compensation insurance provider;

20 2. The employer files an alternative dispute resolution program
21 with the Workers' Compensation Commission, as defined in the
22 Administrative Workers' Compensation Act;
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1 3. The employers' Certified Medical Plan files an alternative
2 dispute resolution program with the Commission, as defined in the
3 Administrative Workers' Compensation Act; ~~or~~ and

4 4. The agreement is subject to the Federal Arbitration Act and
5 contains a provision that requires that, in addition to other
6 remedies, any party to the arbitration be given the opportunity to
7 appeal any decision on any issue of the arbitrator to the Workers'
8 Compensation Commission.

9 SECTION 2. This act shall become effective November 1, 2015.

10 Passed the Senate the 11th day of March, 2015.

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13 Presiding Officer of the Senate

14 Passed the House of Representatives the ____ day of _____,
15 2015.

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18 Presiding Officer of the House
19 of Representatives
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