

Paragraph (2) of subdivision (b) of section 300.22 of Title 12 NYCRR is hereby amended to read as follows:

(2) Reports required by section 110 of the Workers' Compensation Law. A mandatory first report of injury filed electronically by the carrier, special fund, or TPA pursuant to [sub]paragraph (1) of this subdivision shall satisfy the employer's obligation under subdivision (2) of section 110 of the Workers' Compensation Law when it is filed electronically within the time required in subdivision (2) of section 110. However, a report of injury filed by an employer in satisfaction of the requirements of subdivision (2) of section 110 of the Workers' Compensation Law is not a mandatory first report of injury unless such report is filed electronically by a carrier, special fund, or TPA in the format prescribed by the chair and contains all data elements prescribed by the chair as required in paragraph (1) of this subdivision.

Paragraph (1) of subdivision (c) of section 300.22 of Title 12 NYCRR is hereby amended to read as follows:

(1) Initial controversy. Unless submitted as a first report of injury in accordance with subparagraph ([a]b)(1)(i) or (ii) of this section, the initial notice of controversy required by paragraph (a) of subdivision (2) of section 25 of the Workers' Compensation Law shall be filed electronically with the chair either on or before the 18<sup>th</sup> day after the disability event or within 10 days after the employer has knowledge of the disability event, whichever period is the greater. In addition to the notice to claimant and claimant's attorney or licensed representative set forth in this subdivision, such notice shall be served in accordance with section 300.38 of this Part.

Paragraph (3) of subdivision (c) of section 300.22 of Title 12 NYCRR is hereby amended to read as follows:

(3) Notice that right to compensation is not controverted, but payment has not begun.

Unless submitted as a first report of injury in accordance with subparagraph ([a]b)(1)(ii) of this section, if the right to compensation is not controverted but payment has not begun because no compensation is presently due and the claimant has compensable lost time, the carrier, special fund, or TPA shall file electronically notice with the chair on or before the 18<sup>th</sup> day after the disability event or within 10 days after the employer has knowledge of the disability event, whichever period is greater.

Paragraph (1) of subdivision (e) of section 300.22 of Title 12 NYCRR is hereby amended to read as follows:

- (1) If the carrier, special fund, or TPA is unsure of the extent of its liability for a claim of compensation, and elects to make temporary payments of compensation or payment for prescribed medicine pursuant to section 21-a of the Workers' Compensation Law, the carrier, special fund, or TPA may, [at any time prior to or after] when filing a notice pursuant to subdivision (c) of this section, and prior to any decision of the board establishing or disallowing the claim, begin temporary payments of compensation and/or prescribed medicine has commenced. Such notice shall be filed electronically in the format prescribed by the chair and shall contain the data elements prescribed by the chair. A notice of payments made pursuant to section 21-a of the Workers' Compensation Law that contains the relevant elements, as prescribed by the chair, shall be transmitted to the claimant and his or her attorney or licensed representative, if any, within one business day of the date it is filed electronically with the chair. Payments of temporary compensation and/or prescribed medicine may be made without prejudice and without admitting liability.