

Handout 4 - Allow Access to Case Folder Materials

Currently, no IME providers can access any claimant's case folders. All medical information as part of official Board file at the time can be provided to IME providers by IME entity or any requestors before the examination. Potential Recommendations: Allow all authorized IME providers to access each specified claimant's medical file folder through the WCB's medical portal.

Paragraph (3) of subdivision (d) of Section 300.2 of Title 12 NYCRR

(3) Provision of information. An independent medical examiner may be provided with information, such as documents, reports, records, and/or test results, for review in connection with an independent medical examination or a review of records. Information provided to an independent medical examiner in connection with an independent medical examination or review of records shall be part of the official Board file at the time it is provided to the independent medical examiner or his or her office so it is available to all parties. If the party requesting the examination wants to provide information to the independent medical examiner that is not part of the official Board file, it shall submit the information to the Board for inclusion in the official file on the same day the information is first sent to the independent medical examiner or IME entity. The party requesting the examination or review of records may provide the information to an IME entity and such entity may then provide the information to the independent medical examiner who conducts the independent medical examination or review of records.