

By: Representative Watson

To: Insurance

## HOUSE BILL NO. 1050

1 AN ACT TO AMEND SECTION 71-3-47, MISSISSIPPI CODE OF 1972, TO  
2 REQUIRE THE WORKERS' COMPENSATION COMMISSION TO ORDER AN EMERGENCY  
3 HEARING UPON REQUEST OR PETITION OF EITHER PARTY FOR SUCH HEARING;  
4 AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 71-3-47, Mississippi Code of 1972, is  
7 amended as follows:

8 71-3-47. Except as otherwise provided by this chapter, the  
9 details of practice and procedure in the settlement and  
10 adjudication of claims shall be determined by rules of the  
11 commission, the text of which shall be published and be readily  
12 available to interested parties.

13 The commission shall have full power and authority to  
14 determine all questions relating to the payment of claims for  
15 compensation. The commission shall make or cause to be made such  
16 investigation as it deems necessary and, upon application of  
17 either party or upon its own initiative, shall order a hearing,  
18 shall make or deny an award, and shall file the same in its  
19 office.

20 Upon request or petition of either party for an emergency  
21 hearing, the commission shall order such hearing within twenty  
22 (20) days of the request or petition.

23 Informal conferences and hearings in contested cases may be  
24 conducted by a duly designated representative of the commission.  
25 Upon the conclusion of any such hearing, the commission's  
26 representative shall make or deny an award, and file the decision  
27 in the office of the commission. Immediately after such filing, a  
28 notice of decision shall be sent to all interested parties. This

29 decision shall be final unless within twenty (20) days a request  
30 or petition for review by the full commission is filed.

31       **SECTION 2.** This act shall take effect and be in force from  
32 and after July 1, 2004.