

103^D CONGRESS
2^D SESSION

H. R. 4825

To amend title 5, United States Code, to establish procedures for the handling of claims for compensation for work injuries.

IN THE HOUSE OF REPRESENTATIVES

JULY 25, 1994

Mr. MURPHY introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend title 5, United States Code, to establish procedures for the handling of claims for compensation for work injuries.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROCEDURE.**

4 (a) SECTION 8124.—Section 8124 of title 5, United
5 States Code, is amended by striking out subsection (b)
6 and inserting the following:

7 “(b)(1) Within 10 days after a claim for compensa-
8 tion under this subchapter is filed, the Secretary, in ac-
9 cordance with regulations prescribed by the Secretary,
10 shall notify the employer of the claimant and any other

1 person whom the Secretary considers an interested party
2 that such claim has been filed. Such notice may be served
3 personally upon the employer or other person or sent to
4 such employer or person by registered mail.

5 “(2) The Secretary shall make or cause to be made
6 such investigations as the Secretary considers necessary
7 in respect of such a claim and, upon application of any
8 interested party, shall order a hearing thereon. If a hear-
9 ing on such claim is ordered, the Secretary shall give the
10 claimant and other interested parties at least 10 day’s no-
11 tice of such hearing, served personally upon the claimant
12 and other interested parties or sent to such claimant and
13 other interested parties by registered or certified mail, and
14 shall within 20 days after such hearing is held, by order,
15 reject the claim or make an award in respect of the claim.
16 If no hearing is ordered within 20 days after notice is
17 given as provided in paragraph (1), the Secretary shall
18 by order reject the claim or make an award in respect of
19 the claim.

20 “(3) Any hearing held under paragraph (2) shall be
21 conducted in accordance with the provisions of section 554
22 and shall be conducted by an administrative law judge
23 qualified under section 3105.

24 “(c) No appeal of an order of the Secretary under
25 subsection (b) may be made by a claimant or other inter-

1 ested person to the Employees Compensation Appeals
2 Board unless such order has been made by an administra-
3 tive law judge.”.

4 (b) SECTION 8128.—Section 8128 of title 5, United
5 States Code, is amended in subsection (a) by inserting
6 “under section 8124(b)” after “an award”.

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