



July 2, 2018

The following will serve as Amendment #1 to NYSIF's Request for Proposals (RFP) for Independent Medical Examinations (IME) Services, bid number 2017-123-CL. Material in this Amendment supersedes any contradictory material in the RFP.

1) RFP Section 4.10(G) & 4.10(H) is revised & replaced as follows:

G. Testimony Fee: NYSIF will not make any distinction between live testimony and telephone deposition for the purposes of determining this fee. All testimony given by the same provider, on the same claim, on the same day, constitutes a single fee, and will be paid in accordance with the following rates.

- a. For physicians and podiatrists, the testimony fee shall be \$450.
- b. For chiropractors and psychologists, the testimony fee shall be \$400.

H. INTENTIONALLY REMOVED.

2) Below please find a revised Exhibit 2 "Not To Exceed Rates", which reflects the changes listed above. The revised Exhibit 2 supersedes and replaces the version included in the RFP.

3) RFP Section 2.2.7 "Appendices and Exhibit" is amended to include, Exhibit X, "EO177 Certification: Prohibiting State Contracts With Entities That Support Discrimination". This Exhibit must be completed and returned with the Bidders proposal.

Please note that the due date for the submission of bids **remains unchanged**.

All bids are due August 9, 2018, by 2:00 p.m.(eastern).

Sincerely,

A handwritten signature in black ink, appearing to read "Megan McClune".

Megan McClune
Contract Management Specialist

EXHIBIT 2

NOT TO EXCEED RATES

REGION	General Surgeon & Orthopedic Surgeon	Neurologist	Chiropractor	Schedule Loss of Use (Final Adjustment)	All Other Specialties
ALBANY	*	*	*	*	*
BINGHAMTON	*	*	*	*	*
BUFFALO	*	*	*	*	*
NASSAU/SUFFOLK	\$350	\$370	\$325	\$350	*
NYC	\$350	\$370	\$325	\$350	*
ROCHESTER	*	*	*	*	*
SYRACUSE	*	*	*	*	*
WHITE PLAINS	\$450	\$565	\$400	\$360	*

The following specialties' fees are determined by the case manager when an IME examination is requested:

- Neuropsychiatry
- Occupational Medicine
- Preventive Medicine

For IME assignments and exams in New York State:

- Physical Capability form \$35
- IME-4.3A form \$75
- IME-4.3B form \$100
- Testimony**
 - For physicians and podiatrists, the testimony fee shall be \$450.
 - For chiropractors and psychologists, the testimony fee shall be \$400.
- No Show or Cancelled Appointment \$0
- Picture ID*** \$0

* Where there is an asterisk (*), the vendor may bid their own contracted fee.

** NYSIF will not make any distinction between live testimony and telephone deposition for the purposes of determining this fee. All testimony given by the same provider, on the same claim, on the same day, constitutes a single fee, and will be paid in accordance with the rates listed above. Testimony cancelled prior to 48 hours from time of testimony receives no testimony fee. Also, if contacted by NYSIF, the IME firm must assist in arranging testimony and depositions. If testimony or deposition billing/payment issues arise, the IME firm must assist NYSIF in resolving any problems.

***While not required under the Workers' Compensation Law, NYSIF wants a picture or legible photocopy of a picture ID, to accompany the report.

When billing fees, if Bidder is not a P.C., Bidder must, per the Department of Public Health, separate the fee as to the amount the physician will receive, and the amount Bidder will receive.

EXHIBIT X

EO 177 CERTIFICATION PROHIBITING STATE CONTRACTS WITH ENTITIES THAT SUPPORT DISCRIMINATION

The New York State Human Rights Law, Article 15 of the Executive Law, prohibits discrimination and harassment based on age, race, creed, color, national origin, sex, pregnancy or pregnancy-related conditions, sexual orientation, gender identity, disability, marital status, familial status, domestic violence victim status, prior arrest or conviction record, military status or predisposing genetic characteristics.

The Human Rights Law may also require reasonable accommodation for persons with disabilities and pregnancy-related conditions. A reasonable accommodation is an adjustment to a job or work environment that enables a person with a disability to perform the essential functions of a job in a reasonable manner. The Human Rights Law may also require reasonable accommodation in employment on the basis of Sabbath observance or religious practices.

Generally, the Human Rights Law applies to:

- all employers of four or more people, employment agencies, labor organizations and apprenticeship training programs in all instances of discrimination or harassment;
- employers with fewer than four employees in all cases involving sexual harassment; and,
- any employer of domestic workers in cases involving sexual harassment or harassment based on gender, race, religion or national origin.

In accordance with Executive Order No. 177, the Bidder hereby certifies that it does not have institutional policies or practices that fail to address the harassment and discrimination of individuals on the basis of their age, race, creed, color, national origin, sex, sexual orientation, gender identity, disability, marital status, military status, or other protected status under the Human Rights Law.

Executive Order No. 177 and this certification do not affect institutional policies or practices that are protected by existing law, including but not limited to the First Amendment of the United States Constitution, Article 1, Section 3 of the New York State Constitution, and Section 296(11) of the New York State Human Rights Law.

Contractor: _____

By: _____

Name: _____

Title: _____

Date: _____, 20____