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The following information provides information to commonly asked questions about the 2009 ICBC-BCCA Agreement.

When was ICBC legislation first introduced?

1973

When did ICBC first begin requesting reports from Chiropractic doctors?

1974

ICBC derives its authority to obtain medical reports from Section 28 of the Insurance (Vehicle) Act, as follows:

"If any of the following persons attends to, diagnoses, treats or is consulted by a person injured in a motor vehicle accident in British Columbia, he or she must, whenever the corporation requests, provide the corporation as soon as reasonably practicable, with a report of the injuries and their diagnosis and treatment and a prognosis, in the form the corporation prescribes:"

Registrants of the College of Chiropractors of BC, subsequent to education and legislation, provide a diagnosis and related clinical information. This is communicated in associated reports. When the situation necessitates, a medical legal report is provided by the chiropractic doctor to either plaintiff or defendant counsel.

Is it usual or customary for ICBC to request information with respect to previous injury?

Yes. The existing and revised CL-266 forms (Chiropractor's Initial Report) and the existing CL-19 form (MD report) have questions regarding previous injury. This information is subject to either doctor's discretion to determine what is relevant.

How is the new ICBC-BCCA agreement different with respect to clinical record requests than the original legislation of 1973?

The wording of the ICBC-BCCA agreement acknowledges the existing process of record requests that dates back to the 1973 legislation.

Who will determine what section of the entire clinical records to send to ICBC?

In the absence of specific legal direction, (court order, written legal direction) the Chiropractor will determine which clinical records will be copied and forwarded upon written request of ICBC.

Chiropractors will respond to ICBC requests for clinical records in the same manner as they have always done. This Agreement simply acknowledges the process already in place for disclosure of patient information. For additional information please email Dr. Don Nixdorf at dnixdorf@allstream.net.

Yours truly,
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