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Workers Compensation Legislation

2009 Year-End Summary

ALABAMA

- AL H 18 Mitchell J (D)
Title: Worker Compensation
Summary: Relates to payments under Workers' Compensation, to remove certain restrictions and limitations.
Status: 02/03/2009: Introduced. To House Committee on Commerce.
- AL H 750 Johnson (R)
Title: Law Enforcement Disability Benefits
Summary: Amends Sections 36-30-20, 36-30-21, 36-30-22, and 36-30-23, Code of Alabama 1975, relating to the eligibility for death or disability benefits of certain municipal policemen and state law enforcement officers; furthers provide for the definition of law enforcement officer to include any law enforcement officer in this state and to further define occupational disease.
Status: 05/07/2009: Indefinitely postponed.
- AL S 153 Bedford (D)
Title: Workers Compensation Claims
Summary: Relates to workers compensation claims presented to the Board of Adjustment; provides for an appeal to the Legislative Council of any claim denied by the board.
Status: 05/14/2009: Indefinitely postponed.
- AL H 21 Mitchell J (D)
Title: Worker Compensation
Summary: Relates to payments under Workers' Compensation, to remove certain restrictions and limitations.
Status: 10/08/2009: Prefiled.

ALASKA

- AK H 104 House Labor and Commerce Committee
Title: Workers Compensation Medical Treatment Fees
Summary: Adjusts certain fees for treatment or services under the state Workers' Compensation Act to reflect changes in the Consumer Price Index.
Status: 03/31/2009: Chapter No. 4
- AK H 207 Harris (R)
Title: Maximum Benefit From Fishermens Fund
Summary: Increases the allowances for injury, disability, or heart attack payable from the fisherman's fund.
Status: 04/16/2009: From House Committee on Finance: Do pass. To House Committee on Rules.
- AK S 20 French (D)
Title: Workers Compensation and Medical Rehabilitation Records

Summary: Limits the release of employee medical and rehabilitation records held or maintained by the state for purposes of the Alaska Workers' Compensation Act.
Status: 01/21/2009: To Senate Committee on Labor and Commerce. To Senate Committee on Judiciary.

AK S 107 Senate Labor and Commerce Committee
Title: Workers Compensation Medical Treatment Fees
Summary: Adjusts certain fees for treatment or services under the Alaska Workers' Compensation Act to reflect changes in the Consumer Price Index; provides for an effective date.
Status: 02/11/2009: Introduced. To Senate Committee on Labor and Commerce.

AK S 159 Paskvan (D)
Title: Workers Compensation Funeral Expenses
Summary: Increases the maximum funeral expenses payable as a workers' compensation death benefit; provides for an effective date.
Status: 04/03/2009: From Senate Committee on Labor and Commerce: Do pass.

AK S 163 Paskvan (D)
Title: Maximum Benefit From Fishermens Fund
Summary: Increases the allowances for injury, disability, or heart attack payable from the fisherman's fund; provides for an effective date.
Status: 04/03/2009: From Senate Committee on Labor and Commerce: Do pass.

ARIZONA

AZ H 2056 Reagan (R)
Title: Workers Compensation and Officer Escorts
Summary: Concerns workers' compensation; relates to truckers; relates to officer escorts.
Status: 02/12/2009: From House Committee on Transportation and Infrastructure: Do pass with amendment.

AZ H 2057 Reagan (R)
Title: Workers Compensation Deposit Premiums
Summary: Concerns workers' compensation; relates to deposit premiums.
Status: 06/15/2009: Withdrawn from Senate Committee on Commerce and Economic Development. Additionally referred to Senate Committee on Healthcare and Medical Liability Reform.

AZ H 2198 McLain (R)
Title: Workers Compensation Claims
Summary: Concerns settlement of workers' compensation claims.
Status: 06/10/2009: House Engrossed. Printed.

AZ H 2200 McLain (R)
Title: Off-label Prescription of Controlled Substances
Summary: Relates to Workers Compensation Benefits; provides that off-label use of a narcotic or opium based controlled substance or the prescription of a Schedule II controlled substance that is inconsistent with Food and Drug Administration approved labeling is subject to approval by the carrier, employer or claims representative; requires the treating physician to provide a report that includes a description of measures that will be taken to prevent the development of abuse, addiction or diversion by the employee.
Status: 06/16/2009: To Senate Committee on Commerce and Economic Development. Additionally referred to Senate Committee on Rules.

AZ S 1262 Leff (R)
Title: Workers Compensation Rate Filings

Summary: Concerns workers' compensation; requires a workers' compensation insurer to become a member of a licensed rating organization; requires loss reporting; provides penalties and costs to an employer who misrepresents to an insurer the amount of payroll, the job function of an employee or the employer's loss history; relates to off-label prescription use of schedule II controlled substances, treatment plans, terminated employees, reduced earning capacity and denial of payments to non-compliant physicians.
Status: 07/13/2009: Signed by Governor. Chapter No. 184

AZ S 1266 Leff (R)
Title: Workers Compensation
Summary: Concerns workers' compensation notification of employment; relates to professional employer organizations; deletes provisions regarding drug and alcohol impairment tests in worker's compensation cases of injury of death.
Status: 07/10/2009: Signed by Governor. Chapter No. 67

ARKANSAS

AR H 1187 Smith G (D)
Title: Workers Compensation
Summary: Allows full workers' compensation benefits in addition to retirement benefits under the Arkansas state highway employees' retirement system if injured on the job.
Status: 01/26/2009: Introduced. To Joint Committee on Public Retirement and Social Security Programs.

AR H 1314 Baker T (D)
Title: Workers Compensation Coverage
Summary: Concerns workers' compensation coverage in certain municipalities.
Status: 02/02/2009: Introduced. To House Committee on Insurance and Commerce.

AR H 1362 Burris M (D)
Title: Workers Compensation Insurance
Summary: Clarifies the law regarding workers' compensation payments for claims under the Death and Permanent Total Disability Fund and the Second Injury Trust Fund; ensures that licensed contractors obtain and maintain workers' compensation insurance.
Status: 03/11/2009: Act No. 327

AR H 1403 Edwards J (D)
Title: Emergency Volunteer Health Practitioners Act
Summary: Creates the uniform emergency volunteer health practitioners act; relates to a disaster relief organization, limitation of liability, workers' compensation coverage for a physical or mental injury or disease for which an employee of this state who is injured or contracts the disease in the course of the employee's employment would be entitled to benefits under the workers' compensation or occupational disease law.
Status: 03/16/2009: Signed by Governor. Act No. 432

AR S 64 Madison (D)
Title: Workers Compensation Code
Summary: Makes various corrections to provisions of law concerning fees for medical services as provided for in Workers' Compensation Commission Rule 30 and its amendments.
Status: 03/30/2009: Act No. 653

AR S 806 Smith T (D)
Title: Insurance Law Revisions
Summary: Makes technical corrections to insurance provisions to include insurance agent fees, workers' compensation benefits, insurance files, employer-sponsored health plans, claim loss information, financial statements filings, domestic insurers' investments, captive insurers' reports, insurance

personnel continuing education, corporate surety bonds as securities for domestic insurers, farmers' mutual aid associations, surplus lines insurers, medical malpractice insurance, and the state health insurance pool.

Status: 03/31/2009: Signed by Governor. Act No. 726

AR S 872 Teague (D)
Title: Firefighters
Summary: Relates to the certification standards of firefighters; allows for carryover of excess certified training hours; provides that members of a fire department that do not engage in firefighting are eligible for workers' compensation coverage.
Status: 04/03/2009: Signed by Governor. Act No. 808

CALIFORNIA

CA A 128 Coto (D)
Title: Workers' Compensation: Cancer Presumption
Summary: Amends existing law which establishes a presumption that cancer in cases of firefighters and peace officers is presumed to arise out of, and in the course of, employment, unless the presumption is controverted by evidence that the primary site of the cancer has been established and the carcinogen is not involved in professional exposure. Extends the presumption to a member following termination of service for a period of one year for each full year of the requisite service.
Status: 05/28/2009: In Assembly Committee on Appropriations: Heard, remains in Committee.

CA A 361 Lowenthal B (D)
Title: Workers Compensation: Treatment Authorization
Summary: Relates to workers' compensation. Provides that, regardless of whether an employer has established a medical provider network or entered into a contract with a health care organization, an employer that authorizes medical treatment shall not rescind or modify the authorization for the portion of the treatment that has been provided after that treatment has been provided for any reason. Provides these provisions shall not be construed to alter the benefits under, or the terms and conditions, of any contract.
Status: 10/11/2009: Signed by Governor. Chaptered by Secretary of State. Chapter No. 436

CA A 493 Tran (R)
Title: Employment and Benefits Appeals Board
Summary: Abolishes the Unemployment Insurance Appeals Board, the State Occupational Safety and Health Appeals Board, and the Workers' Compensation Appeals Board and transfers their duties to the Employment and Benefits Appeals Board, which this bill would create in the Labor and Workforce Development Agency.
Status: 04/22/2009: In Assembly Committee on Insurance: Failed passage.

CA A 516 Niello (R)
Title: Workers' Compensation: Temporary Disability
Summary: Requires, for injuries occurring after January 2010, for temporary disability, that the benefit amounts payable to an injured worker be not less than an amount equal to the employee's weekly earnings from all employers, nor more than \$1,260, or 1.5 times the state average wage, whichever is greater.
Status: 05/06/2009: In Assembly Committee on Insurance: Failed passage. In Assembly Committee on Insurance: Reconsideration granted.

CA A 586 Huber (D)
Title: Workers' Compensation: Public Employees: Medical
Summary: Amends existing that requires employers to secure the payment of workers' compensation for injuries incurred by their employees that arise out of, or in the course of, employment and that provides, in the case of state and local law enforcement personnel, and in certain circumstances, firefighting personnel, the term injury includes specified diseases and establishes disputable

presumptions in this regard. Specifies certain peace officers to whom these disputable presumptions apply.
Status: 08/27/2009: In Senate Committee on Appropriations: Not heard.

CA A 615 Niello (R)
Title: Workers' Compensation
Summary: Amends existing law which requires an employer to provide a claim form and a notice of potential eligibility for workers' compensation to a injured employee whose injury results in medical treatment beyond first aid and which defines first aid as any one-time treatment, and any followup visit, for the purpose of observation of minor industrial injuries. Deletes that definition of first aid and authorizes the Administrative Director of the Division of Workers' Compensation to define various terms.
Status: 04/16/2009: From Assembly Committee on Insurance with author's amendments. In Assembly. Read second time and amended. Re-referred to Committee on Insurance.

CA A 664 Skinner (D)
Title: Workers' Compensation: Hospital Employees: Presumption
Summary: Relates to compensable injuries through the workers' compensation system. Provides, with respect to hospital employees, that the term injury includes a blood borne infectious disease, neck or back impairment, or methicillin-resistant Staphylococcus aureus that develops or manifests itself during the period of the person's employment with the hospital. Creates a rebuttable presumption that these injuries arise out of and in the course of the person's employment if it develops or manifests during employment.
Status: 05/28/2009: In Assembly Committee on Appropriations: Heard, remains in Committee.

CA A 948 Logue (R)
Title: Workers' Compensation: Job Displacement Benefits
Summary: Amends the Workers' Compensation law in regards to supplemental job displacement benefits. Provides that if an employee's work restrictions are not known within a specified time period of the last payment of temporary disability, the employer is not required to send the notice regarding the employee's supplemental job displacement benefits until after the employee's work restrictions are known.
Status: 05/06/2009: In Assembly Committee on Insurance: Failed passage. In Assembly Committee on Insurance: Reconsideration granted.

CA A 990 Jones (D)
Title: Safety in Employment: Ski Resorts
Summary: Requires the Division of Occupational Safety and Health to utilize the most current safety standards when inspecting aerial passenger tramways operated at ski resorts. Requires ski resorts to report to the Division on a quarterly basis any serious injuries or fatalities at the resort and to post the safety plan at the resort and on the resort's Internet Web site, and standardize safety signage and equipment in use at the resort.
Status: 05/28/2009: In Assembly Committee on Appropriations: Heard, remains in Committee.

CA A 1093 Yamada (D)
Title: Workers' Compensation
Summary: Provides for purposes of determining whether to grant or deny a workers' compensation claim, if an employee is injured or killed by a 3rd party in the course of the employee's employment, no personal relationship or connection shall be deemed to exist between the employee and the 3rd party based only on a determination that the 3rd party injured or killed the employee solely because of the 3rd party's personal beliefs relating to his or her perception of the employee's personal characteristics.
Status: 10/11/2009: Signed by Governor. Chaptered by Secretary of State. Chapter No. 272

CA A 1227 Feuer (D)

Title: Workers' Compensation: Public Employees: Leaves
Summary: Requires that public employees be employed on a full-time basis in order to qualify for a paid leave of absence, in lieu of temporary disability benefits, for injuries occurring on the job. Provides that the provisions pertaining to a leave of absence shall not apply to certain public safety personnel who are employees of the City and County of San Francisco.
Status: 10/11/2009: Signed by Governor. Chaptered by Secretary of State. Chapter No. 389

CA A 1469 Villines (R)
Title: Workers' Compensation
Summary: Amends existing law which establishes a workers' compensation system to compensate an employee for injuries sustained in the course of employment.
Status: 02/27/2009: Introduced.

CA A 1499 Evans (D)
Title: Horse Racing: Workers' Compensation
Summary: Relates to horse racking and workers' compensation. Authorizes a fair to deduct an additional percentage of the total amount handled in exotic parimutuel pools of races for any breed, other than races solely for thoroughbreds, for workers' compensation insurance costs of trainers and owners. Provides this deduction would also be for similar purposes and subject to similar conditions as the quarter horse racing association and harness racing association authorizations in existing law.
Status: 08/06/2009: Chaptered by Secretary of State. Chapter No. 151

CA S 3 Cedillo (D)
Title: Workers' Compensation: Permanent Disability Benefits
Summary: Relates to current law establishing the workers' compensation system. Provides, for injuries occurring on or after a specified date, a supplemental job displacement benefit in the form of a voucher for up to a certain amount to cover various reeducation and skill enhancement expenses. Provides an timeframe for the vouchers. Exempts employers who make an offer of reemployment or continued employment from providing vouchers.
Status: 05/28/2009: In Senate Committee on Appropriations: Not heard.

CA S 145 DeSaulnier (D)
Title: Workers Compensation
Summary: Provides that no workers' compensation claim shall be denied because the employee's injury or death was related to the employee's race, religious creed, color, national origin, age, gender, marital status, sex, sexual orientation, or genetic characteristics. Prohibits any of the above-mentioned factors from being considered a cause or other factor of disability considered in any determination made by a physician in preparing a report regarding permanent disability due to a claimed industrial injury.
Status: 07/13/2009: In Assembly. To Inactive File.

CA S 156 Wright (D)
Title: Insurance: Fraud Prevention and Detection
Summary: Amends existing law that provides for the prevention, detection, and investigation of insurance fraud to include workers' compensation and requires insurers to disclose workers' compensation insurance fraud incidents. Authorizes the Department of Insurance to convene meetings with insurance companies to discuss specific information concerning suspected, anticipated, or completed acts of insurance fraud. Protects a person sharing information pursuant to the authorization from civil liability.
Status: 09/11/2009: In Senate. Ordered returned to Assembly. To Assembly.

CA S 186 DeSaulnier (D)
Title: Workers' Compensation Medical Treatment: Physicians
Summary: Relates to existing law which requires employers to secure the payment of workers' compensation, including medical treatment, for injuries incurred by their employees that arise out of employment

and provides the employee with the right to be treated by his or personal physician from the date of the injury if specified requirements are met. Deletes the repeal date for these provisions pertaining to an employee's predesignation of a personal physician.

Status: 10/11/2009: Signed by Governor. Chaptered by Secretary of State. Chapter No. 565

- CA S 403 Benoit (R)
Title: Workers' Compensation: Lien Claims
Summary: Amends existing law that requires the Workers' Compensation Appeals Board to determine and allow expenses as liens against any award of compensation. Prohibits a lien claim for expenses incurred by or on behalf of the injured employee for medical and hospital treatment from being filed more than one year from the date the health care provider, or provider's agent, was sent an explanation of benefits or review paying a bill pursuant to the official medical fee schedule or a preferred provider agreement.
Status: 04/29/2009: In Senate Committee on Labor and Industrial Relations: Heard, remains in Committee.
- CA S 677 Yee (D)
Title: Workers' Compensation: Exclusions: Farming
Summary: Excludes any person employed by his or her parent, child, spouse, or registered domestic partner or by the spouse or registered domestic partner of his or her parent or child, in a farming operation from workers' compensation law. Requires the owner of the operation to submit specified information when registering. Provides the information shall become public record. Provides if any of the conditions are violated, the operation shall be subject to penalties and possible registration cancellation.
Status: 05/28/2009: In Senate Committee on Appropriations: Not heard.
- CA S 764 Negrete McLeod (D)
Title: Workers' Compensation: Health Care Organization
Summary: Amends existing law that requires an employer to provide medical services to an injured worker and permits employers to enter into contracts for the provision of these medical services with a health care organization that has been certified by the administrative director for this purpose. Deletes the Workers' Compensation Managed Care Fund's purpose of funding the cost of administration of certification.
Status: 05/28/2009: In Senate Committee on Appropriations: Not heard.
- CA S 773 Florez (D)
Title: Workers' Compensation: Disability Benefits
Summary: States the intent of the Legislature to enact legislation that would adjust the amount of permanent partial disability benefits paid to workers in order to ensure that the benefits are fair, adequate, and more favorably aligned when compared with permanent partial disability benefits paid to workers in other states. Provides for increased permanent partial disability benefits for injuries occurring on or after a specified date. Revises the formula for computing those benefit payments.
Status: 05/28/2009: In Senate Committee on Appropriations: Not heard.

COLORADO

- CO S 17 Tochtrop (D)
Title: Fire and Police Pension Association
Summary: Relates to a police officers' and firefighters' disability and survivor benefits plans; removes the requirement that an unmarried child of a certain age be in school in order to be classified as a dependent child; provides that benefits provided to a dependent child terminate when the child dies or the termination of dependency; provides that a member who receives an occupational disability benefit and social security benefits must report their social security income.
Status: 04/07/2009: Session Law Chaptered. Chapter No. 53
- CO S 70 Foster (D)

Title: Workers Compensation Procedures
Summary: Clarifies the date by which the first installment of compensation for a workers' compensation claim must be paid. Repeals a requirement that workers' compensation shall cease when an employee reaches a specified age. Clarifies provisions concerning dissatisfied parties and petitions to review orders filed at the Office of the Administrative Courts in the Department of Personnel. Clarifies the procedure for administrative hearings concerning orders to enforce a provision of the Workers' Compensation Act.
Status: 04/07/2009: Session Law Chaptered. Chapter No. 49

CO S 168 Tochtrop (D)
Title: Workers Compensation Procedures
Summary: Provides that a claimant for workers' compensation benefits who has requested an independent medical examination (IME) is not required to file a request for a hearing on disputed issues that are ripe until the IME process is terminated for any reason; allows issues for which a hearing or an application for a hearing is pending when a final admission of liability is filed to continue to the hearing without the claimant refiling an application for the hearing; provides for recovery of overpayments.
Status: 05/26/2009: Session Law Chaptered. Chapter No. 184

CO S 243 Boyd (D)
Title: Workers' Compensation Benefits Payments
Summary: Specifies that the fee schedule for the payment of workers' compensation benefits shall apply to all surgical, hospital, dental, nursing, vocational rehabilitation, and medical services, and expert witness, expert reviewer, or expert evaluator services, whether related to treatment or not, provided after any final order, final admission, or full or partial settlement of the claim; requires the mental impairment rating to be combined with the physical impairment rating to establish a claimant's claim.
Status: 06/08/2009: Session Law Chaptered. Chapter No. 269

CONNECTICUT

CT H 5249 Larson (D)
Title: Timely Medical Treatment for Injured Workers
Summary: Concerns timely medical treatment for injured workers; ensures that workers' compensation claimants get prompt medical treatment.
Status: 03/24/2009: Committee Substitute reported out of Legislative Commissioner's Office. Reissued by Legislative Commissioner's Office with File No. 148.

CT H 6036 Nafis (D)
Title: Volunteer Ambulance Workers Compensation
Summary: Concerns volunteer ambulance companies and workers' compensation ratings; saves volunteer ambulance organizations and municipalities money.
Status: 03/12/2009: Failed Joint Favorable deadline.

CT H 6192 Joint Committee on Labor and Public Employees
Title: Department of Correction Workers Compensation
Summary: Concerns workers' compensation presumptions for methicillin-resistant staphylococcus aureus for employees of the department of correction.
Status: 04/07/2009: To Joint Committee on Appropriations.

CT H 6194 Joint Committee on Labor and Public Employees
Title: Workers' Compensation
Summary: Concerns additional workers' compensation presumptions for firefighters, police officers and emergency rescue workers; adds additional workers' compensation presumptions for firefighters, police officers and emergency rescue workers.

Status: 04/15/2009: Committee Substitute reported out of Legislative Commissioner's Office. Reissued by Legislative Commissioner's Office with File No. 624.

CT H 6461 Joint Committee on Labor and Public Employees
Title: Compensation and the Wastewater Treatment Facility
Summary: Concerns workers' compensation and the wastewater treatment facility operator certification; creates a retroactive exception in the wastewater operator certification for workers receiving workers' compensation during the certification training.
Status: 04/06/2009: Reported out of Legislative Commissioner's Office. Reissued by Legislative Commissioner's Office with File No. 512.

CT H 6683 Joint Committee on Judiciary
Title: Workers Compensation Liens
Summary: Concerns the resolution of claims involving workers' compensation liens; revises the manner in which an employer that has paid workers' compensation benefits to an injured employee is reimbursed from the damages recovered by the employee in an action against a third party tortfeasor.
Status: 05/30/2009: Reissued by Legislative Commissioner's Office with File No. 1025.

CT S 26 Prague (D)
Title: Workers' Compensation and Rehabilitative Therapy
Summary: Concerns workers' compensation and rehabilitative therapy for individuals who have witnessed a colleague's death; provides workers' compensation coverage for therapy for employees who have witnessed a colleague's death.
Status: 03/12/2009: Failed Joint Favorable deadline.

CT S 1024 Joint Committee on Insurance and Real Estate
Title: State Workers Compensation Insurance Program
Summary: Establishes a state workers' compensation insurance program to provide workers' compensation insurance for the state and for private employers.
Status: 06/02/2009: To Joint Committee on Insurance and Real Estate.

DELAWARE

DE S 38 DeLuca (D)
Title: Workers Compensation
Summary: Provides a housekeeping bill for the workers compensation medical payment system that was approved by the Health Care Advisory Panel (HCAP) and the Department of Labor; provides that the health care provider portion of the Employer's Modified Duty Availability Report must be signed and returned by the health care provider to the employer by a specified time; relates to a referral to utilization review.
Status: 07/06/2009: Signed by Governor. Chapter Number 94

FLORIDA

FL H 311 Taylor P (D)
Title: Worker Compensation
Summary: Relates to workers' compensation; revises provisions relating to award of attorney's fees; removes provision prohibiting award of attorney's fees under certain conditions; removes provision entitling claimant to recover attorney's fees from carrier or employer under certain conditions; removes provision establishing lien in cases in which claimant is responsible for payment of his or her own attorney's fees.
Status: 02/03/2009: Withdrawn prior to introduction.

FL H 903 Flores (R)
Title: Workers Compensation Attorneys Fees

Summary: Relates to workers' compensation attorney's fees; clarifies the requirements for the payment of fees and costs under a retainer agreement; specifies the amount of attorney's fees which a claimant is entitled to recover from a carrier or employer.
Status: 05/29/2009: Signed by Governor. Filed as Chapter No. 94

FL S 2072 Richter (R)
Title: Attorneys Fees and Workers Compensation Cases
Summary: Relates to attorney's fees and workers' compensation cases; clarifies requirements for the payment of fees and costs under a retainer agreement; specifies the amount of attorney's fees which a claimant is entitled to recover from a carrier or employer.
Status: 04/30/2009: In Senate. Substituted on Senate floor by H903. In Senate. Laid on table.

FL S 2280 Gelber (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; deletes provisions prohibiting payments for services in connection with a worker's compensation claim which are not approved by a judge of compensation claims; deletes provisions prohibiting such judge from approving the payment of attorney's fees in excess of certain amounts; provides that ch. 440, F.S., does not impair the right of a claimant to contract with an attorney.
Status: 05/02/2009: In Senate. Indefinitely postponed and withdrawn from consideration.

FL H 123 Patterson (R)
Title: Claims Law Enforcement and Correctional Officers
Summary: Relates to claims law enforcement and correctional officers; provides conditions under which law enforcement officer, correctional officer, or correctional probation officer who suffers from specified medical condition and has materially departed from prescribed treatment for that condition shall lose specified presumption for claims made after specified date; provides for second medical opinions in certain situations.
Status: 10/12/2009: To House Committee on Governmental Affairs Policy. Referred to House Committee on Government Operations Appropriations. Referred to House Committee on Military and Local Affairs Policy. Referred to House Full Appropriations Council ON Education and Economic Development.

FL H 359 Gibson A (D)
Title: Workplace Safety
Summary: Relates to workplace safety; requires public employers to submit injury and illness data to the Division of Workers' Compensation using a specified form; requires data from reports to be available on the division's website; requires an employer to retain reports for seven years; requires a toll-free telephone number for public employees related to workplace safety; requires public employees to comply with OSHA standards; requires an analysis of work-related injuries and workers' compensation claims.
Status: 11/16/2009: Prefiled.

FL S 212 Oelrich (R)
Title: Law Enforcement and Correctional Officers Claims
Summary: Relates to law enforcement and correctional officers claims; provides conditions under which a law enforcement officer, correctional officer, or correctional probation officer who suffers from a specified medical condition and has materially departed from the prescribed treatment for that condition shall lose a specified presumption for claims made on or after a specified date.
Status: 10/05/2009: Prefiled.

GEORGIA

GA H 330 Coan (R)
Title: Workers' Compensation

Summary: Relates to workers' compensation, service of decisions of an administrative law judge and decisions of the appellate division; provides that an employee's waiver of confidentiality includes past medical history with respect to any condition or complaint related to the condition for which the employee claims compensation; relates to compliance of construction industry employers with workers' compensation insurance coverage issued in another state; relates to compensation for injuries outside the state.
Status: 04/21/2009: Signed by Governor. Act No. 40

GA H 864 Smith R (R)
Title: Worker Compensation
Summary: Relates to compensation for loss of hearing caused by harmful noise under workers' compensation, so as to revise certain provisions relating to hearing level frequencies.
Status: 04/03/2009: Introduced. To House Committee on Industrial Relations.

HAWAII

HI H 262 Herkes (D)
Title: Insurance Fraud
Summary: Expands the authority of the Insurance Division's Insurance Fraud Investigations Unit, renamed the Insurance Fraud Investigation Branch, to prevent, investigate, and prosecute -- both civilly and criminally -- insurance fraud beyond motor vehicle insurance cases to all lines of insurance except workers' compensation.
Status: 06/24/2009: Signed by Governor. Act No. 149

HI H 314 Herkes (D)
Title: Workers' Compensation
Summary: Requires the Department of Labor and Industrial Relations to develop rules for workers' compensation claims involving vlog- related medical conditions.
Status: 02/18/2009: In House. Read second time. To House Committee on Finance.

HI H 403 Nakashima (D)
Title: Workers' Compensation
Summary: Requires an employer to pay temporary total disability benefits regardless of whether the employer controverts the right to benefits; specifies that the employee's ability to return to work is to be decided by the employee's treating physician; convenes a working group; effective upon approval for the convening of the working group.
Status: 01/26/2009: To House Committee on Labor and Public Employment. Additionally referred to House Committee on Economic Revitalization, Business and Military Affairs.

HI H 442 Lee M (D)
Title: Labor and Industrial Relations Appeals Board
Summary: Authorizes the labor and industrial relations appeals board to appoint and utilize a hearings officer and allow that hearings officer to hold a hearing, in order for the appeal board to expedite hearings on certain workers' compensation matters.
Status: 04/09/2009: Signed by Governor. Act No. 3

HI H 602 Yamashita (D)
Title: Workers' Compensation
Summary: Excludes services performed by an individual who is a member of a limited liability company or a partner of a limited liability partnership who has a distributional interest in the company or partnership of at least 50%, a partner of a partnership, and a sole proprietor from the definition of "employment" under the workers' compensation law.
Status: 03/12/2009: To Senate Committee on Labor.

HI H 607 Yamashita (D)
Title: Workers' Compensation

Summary: Disallows workers' compensation benefits for the exacerbation of injuries sustained during after work, voluntary recreational, or social activities.
Status: 01/26/2009: To House Committee on Labor and Public Employment.

HI H 982 Lee M (D)
Title: Family Leave
Summary: Establishes a new data collection system for family leave; extends applicability of the family leave law to employers with 50 or more employees and to certain emergency and casual hires of the State and counties; appropriates funds from the disability benefits special fund; includes public and private sector employees; provides for confidentiality of information.
Status: 07/15/2009: Governor's veto overridden by Senate. To House for concurrence.
Governor's veto overridden by House. Special Session of 2009 Act No. 7

HI H 1126 Say (D)
Title: Governors Package Bill - Workers' Compensation
Summary: (Governor's Package Bill) Excludes services for a limited liability company (LLC) or limited liability partnership (LLP) from the definition of "employment" in the workers' compensation law if the person performing services has a 50 per cent or higher transferable interest in the LLC or LLP.
Status: 01/30/2009: To House Committee on Labor and Public Employment.

HI H 1279 Nakashima (D)
Title: Workers' Compensation and Medical Treatment
Summary: Requires the employer to continue medical services to an injured employee despite disputes over whether treatment should be continued, until the director of labor and industrial relations decides whether treatment should be continued.
Status: 02/19/2009: In House. Read second time. To House Committee on Finance.

HI H 1363 Magaoay (D)
Title: Workers' Rights and Pension Benefits
Summary: Requires private employers who provide pension plans to their employees to allow an employee who has vested to receive pension payments upon becoming disabled, regardless of age; permits director of labor and industrial relations to reopen workers' compensation cases after settlement if settlement was obtained by exerting undue influence over any party or as a result of the disability or mental incompetence of the employee.
Status: 01/30/2009: To House Committee on Labor and Public Employment.

HI H 1390 Souki (D)
Title: Workers' Compensation and Medical Rates
Summary: Increases the fee schedule of compensation for medical care in workers' compensation cases from 110% to 150% of the Medicare Resource Based Relative Value Scale system applicable to Hawaii as prepared by the United States Department of Health and Human Services.
Status: 03/12/2009: To Senate Committee on Labor.

HI H 1500 Har (D)
Title: Workers' Compensation and Soft-tissue Injuries
Summary: Establishes a pilot program in the department of human resources development to monitor workers' compensation cases involving soft-tissue injuries that have been open for more than 6 months.
Status: 01/30/2009: To House Committee on Labor and Public Employment.

HI S 62 Takamine (D)
Title: Workers' Compensation and Medical Examinations
Summary: Relates to Workers' Compensation and Medical Insurance; requires independent medical examinations and permanent impairment rating examinations to be performed by physicians mutually agreed upon by employers and employees or appointed by the director of labor and

industrial relations.
Status: 04/16/2009: In Senate. Senate disagreed to House amendments. To Conference Committee.

- HI S 63 Takamine (D)
Title: Workers Compensation of Temporary Total Disability
Summary: Requires an employer to pay temporary total disability benefits regardless of whether the employer controverts the right to benefits; specifies that the employee's ability to return to work is to be decided by the employee's treating physician; convenes a working group.
Status: 03/25/2009: In House. Read second time. Committee amendment adopted. House Draft 1. To House Committee on Finance.
- HI S 305 Chun Oakland (D)
Title: Workers Compensation
Summary: Enacts the workers' compensation injured workers bill of rights as guidelines for the handling of workers' compensation claims.
Status: 01/28/2009: To Senate Committee on Labor.
- HI S 306 Chun Oakland (D)
Title: Workers Compensation
Summary: Eliminates the statute of limitations for filing workers' compensation claims.
Status: 01/28/2009: To Senate Committee on Labor.
- HI S 307 Chun Oakland (D)
Title: Workers Compensation
Summary: Requires that an independent physician be selected by mutual agreement between injured employee and employer to conduct medical examinations in cases where major and elective surgery, or either, is contemplated or in cases where an employee or employer is dissatisfied with the medical progress.
Status: 01/28/2009: To Senate Committee on Labor.
- HI S 309 Chun Oakland (D)
Title: Sheriffs Chaplains
Summary: Clarifies that sheriffs' chaplains are entitled to workers' compensation.
Status: 06/22/2009: Signed by Governor. Act No. 138
- HI S 310 Chun Oakland (D)
Title: Workers Compensation
Summary: Amends workers' compensation law, including limiting an employer's ability to terminate benefits, authorizes the recovery of attorney's fees and costs by the injured employee.
Status: 01/28/2009: To Senate Committee on Labor.
- HI S 319 Slom (R)
Title: Workers' Compensation
Summary: Disallows workers' compensation benefits for injuries sustained during after-work employer-sponsored voluntary recreational or social activities; clarifies that calculations of permanent partial disability awards are patterned after those of permanent total disability award.
Status: 01/28/2009: To Senate Committee on Labor.
- HI S 321 Slom (R)
Title: Workers' Compensation and Stress
Summary: Removes workers' compensation coverage for stress claims and injuries and damages from any act of violence; appropriates funds to establish a workers' compensation fraud hotline; requires designation of a deputy attorney general to investigate and prosecute workers' compensation fraud violations.
Status: 01/28/2009: To Senate Committee on Labor.

HI S 692 Takamine (D)
Title: Workers' Rights and Pension Benefits
Summary: Requires private employers who provide pension plans to their employees to allow an employee who has vested to receive pension payments upon becoming disabled, regardless of age; permits director of labor and industrial relations to reopen workers' compensation cases after settlement if settlement was obtained by exerting undue influence over any party or as a result of the disability or mental incompetence of the employee.
Status: 01/28/2009: To Senate Committee on Labor.

HI S 695 Chun Oakland (D)
Title: Workers Compensation and Medical Treatment
Summary: Relates to workers' compensation and medical treatment; requires the employer to continue medical services to an injured employee despite disputes over whether treatment should be continued, until the Director of Labor and Industrial Services decides whether treatment should be continued.
Status: 07/15/2009: Governor's veto overridden by Senate. To House for concurrence.
Governor's veto overridden by House. Special Session of 2009 Act No. 26

HI SCR 187 Takamine (D)
Title: Workers' Compensation Audit Medical Benefits
Summary: Requests the state auditor to conduct an updated study of whether injured employees' access to medical care is being curtailed due to the practice of tying reimbursement rates for medical services to the Medicare fee schedule.
Status: 03/23/2009: To Senate Committee on Labor.

IDAHO

ID H 162 House State Affairs Committee
Title: Worker's Compensation
Summary: Amends existing law to provide penalties for employers who intentionally and willfully fail to secure the payment of compensation, to provide an additional factor the commission may consider in determining whether penalties should be assessed and collected; and to provide for an appeal to the full Industrial Commission on certain matters.
Status: 02/18/2009: To House Committee on State Affairs.

ID H 305 House Ways and Means Committee
Title: Worker's Compensation
Summary: Amends existing law relating to worker's compensation and related laws to provide for attorney's fees and certain costs.
Status: 04/09/2009: To House Committee on Commerce and Human Resources.

ID S 1152 Senate Judiciary and Rules Committee
Title: Worker's Compensation
Summary: Amends existing law to provide that worker's compensation benefits payable to a resident of the state under the worker's compensation laws of any other state shall not be assignable and shall be exempt from all claims of creditors.
Status: 05/07/2009: Signed by Governor. Chaptered. Chapter No. 312

ILLINOIS

IL H 58 Reis (R)
Title: Workers Compensation Act
Summary: Amends the Workers' Compensation Act and the Workers' Occupational Diseases Act. Provides that an injury by accident is compensable only if the accident was the prevailing factor in causing the medical condition and disability. Makes changes regarding notice of accidents and in

computation of compensation paid to employees who, before the accident for which an employee claims compensation, had sustained an injury. Provides no payments for injuries involving alcohol or drugs. Requires audits of arbitrators.

Status: 03/13/2009: Rereferred to House Committee on Rules.

IL H 549 Pihos (R)
Title: Public Safety Employee Benefits Act
Summary: Amends the Public Safety Employee Benefits Act. Defines "catastrophic injury" as a grievous or serious injury or impairment of a nature that is sufficient to permanently preclude the injured employee from performing any gainful work. Provides that an employer may, at its expense, require an employee seeking benefits under the Act to submit to examination by up to 3 licensed physicians.
Status: 03/13/2009: Rereferred to House Committee on Rules.

IL H 1732 Madigan (D)
Title: Illinois Insurance Code
Summary: Amends the Illinois Insurance Code. Makes a technical change in a Section concerning loss of time benefits.
Status: 04/03/2009: Rereferred to House Committee on Rules.

IL H 2116 Madigan (D)
Title: Workers' Occupational Diseases Act
Summary: Amends the Workers' Occupational Diseases Act. Makes a technical change in a Section concerning the Illinois Workers' Compensation Commission.
Status: 04/03/2009: Rereferred to House Committee on Rules.

IL H 2488 Davis W (D)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Makes a technical change in a Section concerning the computation of time.
Status: 03/13/2009: Rereferred to House Committee on Rules.

IL H 3038 Cross (R)
Title: Workers Compensation Act
Summary: Amends the Workers' Compensation Act. Makes a technical change in a Section concerning the computation of time.
Status: 04/03/2009: Rereferred to House Committee on Rules.

IL H 3039 Cross (R)
Title: Workers Compensation Act
Summary: Amends the Workers' Compensation Act. Makes a technical change in a Section concerning the determination of questions by the Illinois Workers' Compensation Commission.
Status: 04/03/2009: Rereferred to House Committee on Rules.

IL H 3193 Cross (R)
Title: State Employee Article of the Illinois Pension Code
Summary: Amends the State Employee Article of the Illinois Pension Code. Makes a technical change in a Section concerning a retirement annuity following nonoccupational disability benefits.
Status: 04/03/2009: Rereferred to House Committee on Rules.

IL H 3819 Brady D (R)
Title: Public Employee Disability Act
Summary: Amends the Public Employee Disability Act. Provides that an "eligible employee" includes any full-time or part-time correctional officer employed by any county.
Status: 03/13/2009: Rereferred to House Committee on Rules.

IL H 3902 Connelly (R)
Title: Downstate Police and Downstate Firefighters Pension
Summary: Amends the Downstate Police and Downstate Firefighters Articles of the Illinois Pension Code and the Workers' Compensation Act. Provides that the receipt of disability or survivor's benefits payable under those Articles of the Illinois Pension Code shall act as a waiver of temporary total disability benefits under specified provisions of the Workers' Compensation Act.
Status: 03/13/2009: Rereferred to House Committee on Rules.

IL S 1416 Hultgren (R)
Title: Downstate Police and Downstate Firefighters Article
Summary: Amends the Downstate Police and Downstate Firefighters Articles of the Illinois Pension Code and the Workers' Compensation Act. Provides that the receipt of disability or survivor's benefits payable under those Articles shall act as a waiver of temporary total disability benefits under specified provisions of the Workers' Compensation Act. Amends the State Mandates Act to require implementation without reimbursement.
Status: 03/13/2009: Rereferred to Senate Committee on Assignments.

IL S 1420 Righter (R)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Provides that the Illinois Workers' Compensation Commission may recall a decision or settlement when fraud has been determined to be committed related to the case. Provides that the Commission shall implement a rule to establish a process for recalling a decision or settlement that is subject to recall due to fraud. Provides for the fraud and insurance non-compliance unit of the Division of Insurance of the Department.
Status: 04/02/2009: In Senate Committee on Executive: Held in committee.

IL S 1652 DeLeo (D)
Title: Chicago Police Pension
Summary: Amends the Chicago Police Article of the Illinois Pension Code. Provides that the occupational disease disability benefit shall be equal to 65% of the current salary attached from time to time to the rank held by the police officer at the time of his or her removal from the police department payroll . Amends the State Mandates Act to require implementation without reimbursement.
Status: 03/13/2009: Rereferred to Senate Committee on Assignments.

IL S 1653 DeLeo (D)
Title: Chicago Police Pension
Summary: Amends the Chicago Police Article of the Illinois Pension Code. Beginning January 1, 2010, increases the duty disability benefit to 75% of the current salary attached from time to time to the rank held by the policeman at the time of removal from the police department payroll. Amends the State Mandates Act to require implementation without reimbursement.
Status: 03/13/2009: Rereferred to Senate Committee on Assignments.

IL S 1735 Cronin (R)
Title: Firefighter and Paramedic Health Impairment
Summary: Amends the Workers' Compensation Act and the Workers' Occupational Diseases Act providing that the disability of a firefighter, EMT, or paramedic resulting from a condition or health impairment that results from any bloodborne pathogen, lung or respiratory disease or condition, heart or vascular disease or condition, hypertension, tuberculosis, or cancer is presumed to arise out of and in the course of employment unless the person was a smoker.
Status: 03/13/2009: Rereferred to Senate Committee on Assignments.

INDIANA

IN H 1301 Ruppel (R)
Title: Volunteer Emergency Management Workers

Summary: Provides that certain injuries incurred by active duty members of the Indiana Guard Reserve and certain volunteer emergency management workers are compensable under the worker's compensation and occupational diseases law.
Status: 01/13/2009: Introduced. To House Committee on Labor and Employment.

IN H 1362 Bischoff (D)
Title: Disabled Volunteer Firefighter Weekly Indemnity
Summary: Increases the weekly indemnity for volunteer firefighters or emergency medical services personnel who become totally disabled as a result of the member's volunteer firefighting or emergency response duties; includes a line of duty death benefit, medical treatment and burial expense provisions of the worker's compensation law for emergency medical services personnel who are members of a volunteer fire department.
Status: 05/13/2009: Signed by Governor. Public Law No. 174

IN H 1701 Smith V (D)
Title: Corporate Officers and Workers Compensation
Summary: Provides that for purposes of worker's compensation, an officer of a corporation who is the sole employee of the corporation is not an employee of the corporation but may elect not to be an employee of the corporation; requires notification of the election to the corporation's insurance carrier and to the board and that such officer may not be considered to be excluded as an employee until notice is received by the insurance carrier and the board.
Status: 05/13/2009: Signed by Governor. Public Law No. 180

IN S 376 Merritt (R)
Title: Line Of Duty Disability From Parkinson's Disease
Summary: Creates a presumption that a police officer, firefighter or emergency medical services provider who is diagnosed with Parkinson's disease after being exposed to certain toxins or head trauma has incurred a line-of-duty disability.
Status: 05/01/2009: Signed by Governor. Public Law No. 59

IN S 486 Paul (R)
Title: Public Employee Health Insurance
Summary: Requires group health plans available to police employees provide coverage for pervasive developmental disorders; allows a school corporation to provide coverage for employees through a state employee health plan. Provides that municipalities may form a mutual insurance company; Provides for purposes of worker's compensation, an officer of a corporation is not an employee but may elect to be an employee of the corporation. Makes technical corrections. Establishes a study committee on towing.
Status: 04/23/2009: To Second Conference Committee.

IOWA

IA D 1613 Beall
Title: Workers Compensation Choice of Doctor
Summary: Relates to workers compensation choice of doctor.
Status: 01/02/2009: Filed.

IA H 115 Rants (R)
Title: Willful Acts
Summary: Relates to workers' compensation for an employee's injuries caused by certain willful acts.
Status: 01/28/2009: Introduced. To House Committee on Labor.

IA H 359 Wenthe (D)
Title: Rights and Remedies of an Employee Injured
Summary: Relates to the rights and remedies of an employee injured in an aircraft accident against an employer.

Status: 02/23/2009: In House Committee on Labor: Subcommittee assignments: Petersen, T. Olson, and Windschitl

- IA H 525 Olson D (D)
Title: Workers Compensation Benefits
Summary: Requires an annual cost of living adjustment for certain weekly worker compensation benefits for veterans.
Status: 03/04/2009: Introduced. To House Committee on Veterans Affairs.
- IA H 775 House Labor Committee
Title: Workers Compensation Payments
Summary: Requires additional workers compensation payments for scheduled injuries that result in a reduction in the injured employee's earning capacity.
Status: 03/18/2009: Introduced. In House. Formerly House Study Bill 247.
- IA H 791 House Labor Committee
Title: Penalty Benefits
Summary: Relates to the imposition of penalty benefits in workers compensation cases.
Status: 04/13/2009: In House. Filed Amendment No. H-1561
- IA H 795 House Labor Committee
Title: Choice of Doctor
Summary: Relates to the choice of doctor to treat an injured employee under workers compensation laws; provides effective and applicability dates.
Status: 04/20/2009: In House. Filed Amendment No. H-1650
- IA HSB 245 House Labor Committee
Title: Workers' Compensation Benefits for Certain Work Related
Summary: Relates to workers' compensation benefits for certain work-related injuries that occur outside this state.
Status: 03/03/2009: Introduced. To House Committee on Labor.
- IA HSB 246 House Labor Committee
Title: Workers Compensation Penalty Benefits
Summary: Relates to the imposition of penalty benefits in workers compensation cases.
Status: 03/18/2009: In House. Becomes House File 791.
- IA HSB 247 House Labor Committee
Title: Additional Workers' Compensation Payments for Scheduled
Summary: Requires additional workers' compensation payments for scheduled injuries that result in a reduction in the injured employee's earning capacity.
Status: 03/18/2009: In House. Becomes House File 775.
- IA S 155 Senate Labor and Business Relations Committee
Title: Choice Of Doctor Under Workers Compensation Law
Summary: Relates to the choice of doctor to treat an injured employee under workers' compensation laws and providing an effective and applicability date.
Status: 04/26/2009: To Senate Committee on Labor and Business Relations.
- IA S 226 Senate State Government Committee
Title: Work Related Presumption
Summary: Concerns the statewide fire and police retirement system; establishes a presumption that cancer and infectious diseases are work-related for purposes of disability and death benefits for fire fighters; increases the contribution rate for fire fighters.
Status: 09/02/2009: Chapter No. 99

IA S 262 Senate Labor and Business Relations Committee
 Title: Penalty in Workers Compensation Cases
 Summary: Relates to the imposition of penalty benefits in workers' compensation cases.
 Status: 03/09/2009: Passed Senate. To House.

IA SSB 1106 Senate Labor and Business Relations Committee
 Title: Penalty Benefits
 Summary: Relates to the imposition of penalty benefits in workers' compensation cases.
 Status: 02/26/2009: In Senate. Becomes Senate File 262.

IA SSB 1107 Senate Labor and Business Relations Committee
 Title: Workers Compensation Benefits
 Summary: Relates to workers' compensation benefits for certain work related injuries that occur outside this state.
 Status: 01/27/2009: Introduced. To Senate Committee on Labor and Business Relations.

IA SSB 1108 Senate Labor and Business Relations Committee
 Title: Workers Compensation Payments
 Summary: Requires additional workers' compensation payments for scheduled injuries that result in a reduction in the injured employee's earning capacity.
 Status: 01/27/2009: Introduced. To Senate Committee on Labor and Business Relations.

IA SSB 1118 Senate Labor and Business Relations Committee
 Title: Assessment of Penalties for Failure to Timely Pay
 Summary: Requires the assessment of penalties for failure to timely pay certain workers' compensation benefits.
 Status: 01/28/2009: Introduced. To Senate Committee on Labor and Business Relations.

IA SSB 1119 Senate Labor and Business Relations Committee
 Title: Injured Employee
 Summary: Relates to the choice of doctor to treat an injured employee under workers' compensation laws and providing an effective and applicability date.
 Status: 02/16/2009: In Senate. Becomes Senate File 155.

KANSAS

KS H 2278 House Appropriations Committee
 Title: Workers Compensation
 Summary: Concerns workers compensation; relates to bilateral scheduled injuries.
 Status: 02/06/2009: To House Committee on Commerce and Labor.

KS H 2279 House Appropriations Committee
 Title: Workers Compensation
 Summary: Concerns workers compensation; relates to benefits.
 Status: 02/06/2009: To House Committee on Commerce and Labor.

KS H 2312 House Federal and State Affairs Committee
 Title: Workers Compensation Death Benefits
 Summary: Concerns workers compensation; relates to caps on damages and death benefits.
 Status: 02/09/2009: To House Committee on Commerce and Labor.

KS S 89 Senate Financial Institutions and Insurance Committee
 Title: Workers Compensation
 Summary: Relates to workers compensation; concerns certain records; provides that workers compensation policy information required to be filed and amendments thereto, except an individual employer's record shall be accessible for purposes of verification of coverage or to the department of labor for

the administration of the workers compensation act.
Status: 03/30/2009: Stricken from calendar.

KS S 250 Senate Ways and Means Committee
Title: Workers Compensation
Summary: Concerns workers compensation; relates to benefits.
Status: 02/10/2009: To Senate Committee on Commerce.

KS S 258 Senate Ways and Means Committee
Title: Workers Compensation
Summary: Concerns workers compensation; relates to caps on benefits.
Status: 02/11/2009: To Senate Committee on Commerce.

KENTUCKY

KY H 167 Lee S (R)
Title: Workers Compensation Subrogation
Summary: Relates to workers' compensation subrogation; adds medical expenses to subrogation recovery and limit subrogation recovery to damages minus legal fees attributable to benefits which duplicate workers' compensation benefits.
Status: 02/03/2009: To House Committee on Labor and Industry.

LOUISIANA

LA H 537 Connick (R)
Title: Risk Management
Summary: Privatizes claims handling for state workers' compensation claims.
Status: 04/27/2009: Introduced. To House Committee on Appropriations.

LA H 658 Roy (D)
Title: Workers Compensation
Summary: Provides relative to the prescriptive period for claiming workers' compensation benefits.
Status: 07/06/2009: Vetoed by Governor.

LA H 729 Billiot (D)
Title: Volunteer Firefighters Workers Compensation
Summary: Relates to workers' compensation for firefighters; provides for the disposition of tax money for the state fire marshal; requires workers' compensation coverage for volunteer firefighters; provides relative to payable medical benefits; provides for burial expenses; requires fire companies to furnish certain documents to the fire marshal.
Status: 07/02/2009: Act No. 304

LA H 841 Honey (D)
Title: Workers Compensation
Summary: Requires the director of the office of workers' compensation administration to order an independent medical examination in certain circumstances.
Status: 06/21/2009: To Senate Committee on Labor and Industrial Relations.

LA S 303 Riser (R)
Title: Workers Compensation
Summary: Relates to medical treatment in workers' compensation matters; provides for a medical treatment schedule; appoints a medical advisory council; relates to a time frame for authorization of medical services, disputes, and recommended care that varies from the recommended medical treatment schedule; provides for ratings studies.
Status: 07/02/2009: Act No. 254

MAINE

- ME H 649 Cushing (R)
Title: Workers Compensation Action
Summary: Provides that if no order or award of compensation or compensation scheme has been entered, an employer, insurer or group self-insurer may discontinue or reduce workers' compensation benefits by the actual substantiated amount paid to the employee during a specified period if the employer files the evidence of payment with the Workers' Compensation Board for the time during which an employee was actually paid by the employer.
Status: 06/08/2009: Signed by Governor. Public Law No. 280
- ME H 764 Watson (D)
Title: Workers Compensation Prior Injuries
Summary: Concerns the State Supreme Judicial Court's decision in Legassie v. Securitas, Inc.; concerns the decision that authorized a reduction to an injured worker's wage replacement and medical benefits because of a previously settled workers' compensation claim; specifies that reducing an injured worker's benefits because of a prior settled injury is direct apportionment against the employee and is prohibited.
Status: 04/07/2009: From Joint Committee on Labor: Leave to Withdraw. Placed in Legislative Files. (Dead)
- ME H 1008 Martin Jo (D)
Title: Construction Workers
Summary: Provides a person performing construction work on a construction site for a hiring agent presumed to be an employee of the agent for purposes of workers' compensation, unless the person either meets the definition of construction subcontractor or carries workers' compensation insurance; requires a list of independent contractors or subcontractors and their workers' compensation insurers from the general contractor on a public funded project to the project agency and posting of the list by the agency.
Status: 06/19/2009: Signed by Governor. Public Law No. 452
- ME LR 667 Bartlett
Title: Workers Compensation and Firefighters
Summary: Allows workers' compensation benefits for firefighters who contract cancer.
Status: 02/13/2009: Assigned Senate Paper number 235 and LD 621.
- ME LR 1337 Hamper (R)
Title: Workers Compensation Overpayments
Summary: Limits workers' compensation overpayments in appeal cases.
Status: 01/26/2009: Filed.
- ME LR 1760 Gerzofsky
Title: Multiple Work Injury Apportionment
Summary: Clarifies apportionment of benefits for multiple work injuries.
Status: 04/01/2009: Assigned Senate Paper number 500 and LD 1384.
- ME LR 1802 Miller (D)
Title: Workers Compensation Medical Coverage
Summary: Provides wrap-around medical coverage in the workers' compensation system.
Status: 02/13/2009: Assigned House Paper number 417 and LD 579.
- ME S 232 Gerzofsky (D)
Title: Independent Medical Examiners
Summary: Removes the independent medical examiner system from the Workers' Compensation Act.
Status: 04/15/2009: Senate adopts Majority Committee Report: Ought not to pass. House adopts Majority Committee Report: Ought not to pass.

ME S 235 Bartlett (D)
Title: Firefighters Benefits
Summary: Creates a rebuttable presumption under the Workers' Compensation Act that a firefighter who contracts cancer has contracted the disease in the course of employment as a firefighter; requires notice of the cancer to be given; concerns a firefighter that, during the time of employment, received a test for cancer that failed to detect the cancer; makes the last employer for whom the firefighter worked at the time of the last exposure to the risk of cancer and that employer's insurer liable for the cancer.
Status: 06/16/2009: Signed by Governor. Public Law No. 408

ME S 496 Mills P (R)
Title: Shared Living Residential Services
Summary: Exempts services performed by certain direct support providers, including respite care providers, from the definition of employment in the laws governing unemployment compensation and exempts certain direct support providers from the definition of employee in the laws governing minimum wages and workers' compensation; requires the creation of a work group to examine the services and tasks performed by respite care and shared living residential service providers to identify their working status.
Status: 06/08/2009: Signed by Governor. Resolve No. 96

ME S 500 Gerzofsky (D)
Title: Multiple Work Injuries
Summary: Relates to workers' compensation benefits; prohibits a reduction of an employee's entitlement to benefits based on the lump sum settlement of a prior work-related injury.
Status: 06/08/2009: Signed by Governor. Public Law No. 301

MARYLAND

MD H 651 House Economic Matters Committee
Title: Labor and Employment
Summary: Requires employers to provide a specified nonworking or working shift break to an employee under specified circumstances; requires that a shift break count towards an employee's work hours for a specified day; provides that during a certain shift break an employee shall hold the employer harmless against any and all claims and indemnify the employer under specified circumstances.
Status: 04/02/2009: From House Committee on Economic Matters: Reported unfavorably.
Withdrawn from further consideration.

MD H 899 Kelly (D)
Title: Workers Compensation
Summary: Relates to workers' compensation death benefit payments; alters the total amount of compensation payable to an individual who was partially dependent at the time of the covered employee's death or became self-supporting after the covered employee's death; requires the Workers' Compensation Commission to conduct a study of fair and equitable benefits to wholly dependent individuals and partially dependent individuals and to make a report; provides for coordination among all of the death benefit provisions.
Status: 05/19/2009: Signed by Governor. Chapter No. 617

MD H 1005 Miller W (R)
Title: Workers Compensation
Summary: Provides a credit for an employer or insurer for specified payments to a covered employee for temporary total disability benefits under specified circumstances and during a specified period.
Status: 03/27/2009: To Senate Committee on Finance.

MD H 1036 Miller W (R)
Title: Workers Compensation

Summary: Provides that an employer or insurer is not liable for temporary total disability payments to a covered employee while the employee is incarcerated; provides for a specified exception; applies the Act prospectively.
 Status: 03/25/2009: From House Committee on Economic Matters: Reported unfavorably. Withdrawn from further consideration.

MD H 1098 Love (D)
 Title: Workers Compensation
 Summary: Authorizes a health care provider to disclose a medical record without the authorization of a person in interest in connection with a claim for workers' compensation benefits; provides that disclosure of specified mental health records filed under the workers' compensation law is subject to specified limitations.
 Status: 03/25/2009: From House Committee on Economic Matters: Reported unfavorably. Withdrawn from further consideration.

MD H 1135 Montgomery County Delegation
 Title: Lyme Disease
 Summary: Applies the occupational disease presumption under the workers' compensation law to employees in the service and labor bargaining unit or trades bargaining unit of the Maryland-National Capital Park and Planning Commission who contract Lyme disease under specified circumstances; provides that such presumption only applies for a specified period of time under specified circumstances.
 Status: 05/19/2009: Signed by Governor. Chapter No. 709

MD H 1235 Krysiak (D)
 Title: Injured Workers
 Summary: Requires the Injured Workers' Insurance Fund to file with the Commissioner of the Maryland Insurance Administration all rates, supplementary rate information, policy forms, and endorsements that the Fund proposes to use; authorizes the Commissioner to approve or disapprove rates proposed by the Fund; subjects the Fund to specified provisions of the Insurance Article.
 Status: 04/08/2009: Passed Senate. To House for concurrence.

MD H 1253 Manno (D)
 Title: Workers Compensation
 Summary: Authorizes the introduction of specified health care records as evidence in an appeal from a decision of the Workers' Compensation Commission under specified circumstances; requires a specified notice to be served to all parties within a specified time period; establishes a specified limit on a verdict or judgment.
 Status: 04/07/2009: From House Committee on Economic Matters: Reported unfavorably. Withdrawn from further consideration.

MD H 1254 Manno (D)
 Title: Workers Compensation
 Summary: Alters the circumstances under which the Workers' Compensation Commission retains jurisdiction of requests for temporary total disability benefits pending an appeal; alters the circumstances under which the Commission is authorized to pass a supplemental order requiring an employer to provide temporary total benefits; establishes specified penalties if an employer or insurer fails to comply with a supplemental order.
 Status: 03/25/2009: From House Committee on Economic Matters: Reported unfavorably. Withdrawn from further consideration.

MD H 1255 Manno (D)
 Title: Workers Compensation
 Summary: Expands the authority of the Workers' Compensation Commission to regulate specified fees and services to include fees for specified forensic medical services paid by either party; provides that

forensic medical services which are provided during an appeal of a decision of the Commission are exempt from regulation.
Status: 03/25/2009: From House Committee on Economic Matters: Reported unfavorably. Withdrawn from further consideration.

MD H 1256 Manno (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; increases the maximum weekly benefit payable to specified individuals who were partially dependent at the time of the covered employee's death.
Status: 04/07/2009: From House Committee on Economic Matters: Reported unfavorably. Withdrawn from further consideration.

MD S 297 Exum (D)
Title: Workers Compensation
Summary: Establishes that a specified sole proprietor is a covered employee under workers' compensation law unless the sole proprietor elects to be exempt from coverage; alters specified requirements for submission of a specified form; eliminates the circumstances under which an individual is presumed to be a sole proprietor who is not a covered employee.
Status: 02/12/2009: From Senate Committee on Finance: Reported unfavorably. Withdrawn from further consideration.

MD S 520 Kittleman A (R)
Title: Workers Compensation
Summary: Provides that an employer or insurer is not liable for temporary total disability payments to a covered employee while the employee is incarcerated; provides for a specified exception; applies the Act prospectively.
Status: 02/05/2009: Introduced. To Senate Committee on Finance.

MD S 642 Kittleman A (R)
Title: Workers Compensation
Summary: Provides a credit for an employer or insurer for specified payments to a covered employee for temporary total disability benefits under specified circumstances and during a specified period.
Status: 04/02/2009: Passed Senate. To House. To House Committee on Rules and Executive Nominations.

MD S 863 Edwards (R)
Title: Workers Compensation Death Benefits
Summary: Alters the total amount of compensation payable to an individual who was partially dependent at the time of the covered employee's death or became self-supporting after the covered employee's death; requires the Workers' Compensation Commission to conduct a study; requires the Commission to establish a workgroup comprised of stakeholders; requiring the Commission to report its findings and recommendations; relates to a spouse or minor attending school or enrolled in an educational or vocational program.
Status: 05/19/2009: Signed by Governor. Chapter No. 616

MASSACHUSETTS

MA H 17 Exec. Office of Labor & Workforce Development
Title: Workers Compensation Stop Work Orders
Summary: Relates to strengthening the enforcement of stop work orders under the Workers Compensation Statute.
Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 63 Executive Office of Public Safety & Security
Title: Line of Duty Injured Officers

Summary: Relates to compensation for officers injured in the line of duty.
 Status: 01/07/2009: Introduced. To Joint Committee on Public Service. Filed as House Docket 63.

MA H 1375 Fresolo (D)
 Title: Exposure of Public Safety Officials to AIDS
 Summary: Relates to the exposure of public safety officials to the aids virus.
 Status: 07/14/2009: In Joint Committee on Judiciary: Heard. Eligible for Executive Session.

MA H 1796 Dempsey (D)
 Title: Workers Compensation
 Summary: Relates to workers compensation.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1800 Evangelidis (R)
 Title: Workers Compensation Dependency Benefits
 Summary: Relates to workers compensation dependency benefits.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1801 Evangelidis (R)
 Title: Worker Compensation Benefits
 Summary: Relates to the continuation of workers compensation benefits.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1811 Jones (R)
 Title: Fairness in Workers Compensation Benefits
 Summary: Relates to fairness in workers compensation benefits.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1825 O'Flaherty (D)
 Title: Workers Compensation System
 Summary: Improves the workers compensation system.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1826 O'Flaherty (D)
 Title: Impartial Medical Examiners
 Summary: Relates to impartial medical examiners.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1827 O'Flaherty (D)
 Title: Workers Compensation Benefits
 Summary: Relates to workers compensation benefits.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1828 O'Flaherty (D)
 Title: Injured Workers
 Summary: Relates to injured workers.
 Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1864 Torrisi (D)
Title: Workers Compensation Insurance Rates
Summary: Relates to the competitive determination of workers compensation insurance rates.
Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 1865 Torrisi (D)
Title: Burial Benefits Under the Workers Compensation
Summary: Provides for burial benefits under the workers compensation act.
Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA H 2409 Fresolo (D)
Title: University Police Department Employee Paid Leave
Summary: Regulates leave with pay for incapacitated employees of the University of Massachusetts Police Department.
Status: 05/11/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 2410 Fresolo (D)
Title: Police Officers Injured in the Line of Duty
Summary: Relates to police officers injured in the line of duty.
Status: 05/11/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 2411 Fresolo (D)
Title: Cancer Presumption for Police Officers
Summary: Relates to the cancer presumption for police officers.
Status: 07/27/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 2413 Fresolo (D)
Title: Public Employee Disability Benefits
Summary: Relates to public employee disability benefits for certain employees employed by the Commonwealth and its political subdivisions.
Status: 07/27/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 2416 Fresolo (D)
Title: Certain County Employees Under the Heart Law
Summary: Includes certain county employees under the heart law.
Status: 07/27/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 2549 O'Day (D)
Title: Injured Social Workers
Summary: Relates to compensation of social workers who are physically injured in the performance of duty.
Status: 09/14/2009: Discharged from Joint Committee on Labor and Workforce Development. To Joint Committee on Public Service.

MA H 2571 Reinstein (D)
Title: Injured on Duty Benefits for Environmental Police
Summary: Relates to injured on duty benefits for environmental police officers.
Status: 05/11/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 2602 Smola (R)
Title: Application of the Heart Bill
Summary: Relates to clarifying the application of the heart bill.
Status: 07/27/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 2989 Fresolo (D)
Title: Employers First Report of Injury Notices
Summary: Relates to an employer's first report of injury notices of insured employee.
Status: 10/08/2009: In Joint Committee on State Administration and Regulatory Oversight:
Heard. Eligible for Executive Session.

MA H 3482 Koutoujian (D)
Title: Fire Fighter and Police Line of Duty Liability
Summary: Relates to the liability expenses for fire fighter and police officers injured in the line of duty.
Status: 05/11/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA H 3693 Galvin (D)
Title: Impartial Medical Examinations
Summary: Relates to impartial medical examinations.
Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible
for Executive Session.

MA H 3742 Walsh M (D)
Title: Firefighter Disability
Summary: Pertaining to firefighter disability.
Status: 07/27/2009: In Joint Committee on Public Service: Heard. Eligible for Executive Session.

MA HD 17 Exec. Office of Labor & Workforce Development
Title: Workers Compensation Stop Work Orders
Summary: Relates to strengthening the enforcement of stop work orders under the Workers Compensation
Statute.
Status: 01/07/2009: Filed. Assigned House Bill No. 17.

MA HD 63 Executive Office of Public Safety & Security
Title: Line of Duty Injured Officers
Summary: Relates to compensation for officers injured in the line of duty.
Status: 01/07/2009: Filed. Assigned House Bill No. 63.

MA HD 136 O'Flaherty (D)
Title: Workers Compensation System
Summary: Improves the workers compensation system.
Status: 01/19/2009: Assigned House Bill No. 1825.

MA HD 137 O'Flaherty (D)
Title: Impartial Medical Examiners
Summary: Relates to impartial medical examiners.
Status: 01/19/2009: Assigned House Bill No. 1826.

MA HD 138 O'Flaherty (D)
Title: Workers Compensation Benefits
Summary: Relates to workers compensation benefits.
Status: 01/19/2009: Assigned House Bill No. 1827.

MA HD 139 O'Flaherty (D)
Title: Injured Workers
Summary: Relates to injured workers.
Status: 01/19/2009: Assigned House Bill No. 1828.

MA HD 331 Fresolo (D)
Title: Exposure of Public Safety Officials to AIDS

Summary: Relates to the exposure of public safety officials to the aids virus.
Status: 01/19/2009: Assigned House Bill No. 1375.

MA HD 664 Koutoujian (D)
Title: Fire Fighter and Police Line of Duty Liability
Summary: Relates to the liability expenses for fire fighter and police officers injured in the line of duty.
Status: 01/07/2009: Filed.

MA HD 899 Evangelidis (R)
Title: Workers Compensation Dependency Benefits
Summary: Relates to workers compensation dependency benefits.
Status: 01/19/2009: Assigned House Bill No. 1800.

MA HD 934 Torrisi (D)
Title: Workers Compensation Insurance Rates
Summary: Relates to the competitive determination of workers compensation insurance rates.
Status: 01/19/2009: Assigned House Bill No. 1864.

MA HD 938 Evangelidis (R)
Title: Worker Compensation Benefits
Summary: Relates to the continuation of workers compensation benefits.
Status: 01/19/2009: Assigned House Bill No. 1801.

MA HD 1598 Jones (R)
Title: Fairness in Workers Compensation Benefits
Summary: Relates to fairness in workers compensation benefits.
Status: 01/19/2009: Assigned House Bill No. 1811.

MA HD 1869 Reinstein (D)
Title: Injured on Duty Benefits for Environmental Police
Summary: Relates to injured on duty benefits for environmental police officers.
Status: 01/19/2009: Assigned House Bill No. 2571.

MA HD 2235 Fresolo (D)
Title: University Police Department Employee Paid Leave
Summary: Regulates leave with pay for incapacitated employees of the University of Massachusetts Police Department.
Status: 01/19/2009: Assigned House Bill No. 2409.

MA HD 2383 Fresolo (D)
Title: Police Officers Injured in the Line of Duty
Summary: Relates to police officers injured in the line of duty.
Status: 01/19/2009: Assigned House Bill No. 2410.

MA HD 2417 Fresolo (D)
Title: Cancer Presumption for Police Officers
Summary: Relates to the cancer presumption for police officers.
Status: 01/19/2009: Assigned House Bill No. 2411.

MA HD 2463 Fresolo (D)
Title: Public Employee Disability Benefits
Summary: Relates to public employee disability benefits for certain employees employed by the Commonwealth and its political subdivisions.
Status: 01/19/2009: Assigned House Bill No. 2413.

MA HD 2521 Dempsey (D)

Title: Workers Compensation
Summary: Relates to workers compensation.
Status: 01/19/2009: Assigned House Bill No. 1796.

MA HD 2606 Fresolo (D)
Title: Certain County Employees Under the Heart Law
Summary: Includes certain county employees under the heart law.
Status: 01/19/2009: Assigned House Bill No. 2416.

MA HD 2744 Walsh M (D)
Title: Firefighter Disability
Summary: Pertaining to firefighter disability.
Status: 01/07/2009: Filed.

MA HD 2916 Smola (R)
Title: Application of the Heart Bill
Summary: Relates to clarifying the application of the heart bill.
Status: 01/19/2009: Assigned House Bill No. 2602.

MA HD 2978 Galvin (D)
Title: Impartial Medical Examinations
Summary: Relates to impartial medical examinations.
Status: 01/07/2009: Filed.

MA HD 3387 Fresolo (D)
Title: Employers First Report of Injury Notices
Summary: Relates to an employer's first report of injury notices of insured employee.
Status: 01/19/2009: Assigned House Bill No. 2989.

MA HD 3602 Torrisi (D)
Title: Burial Benefits Under the Workers Compensation
Summary: Provides for burial benefits under the workers compensation act.
Status: 01/19/2009: Assigned House Bill No. 1865.

MA S 704 Morrissey (D)
Title: Department of Industrial Accident Claims
Summary: Clarifies the term proceedings for Department of Industrial Accident Claims.
Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA S 705 Morrissey (D)
Title: Workman Compensation Definitions
Summary: Clarifies a definition in workmans' compensation proceedings.
Status: 09/30/2009: In Joint Committee on Labor and Workforce Development: Heard. Eligible for Executive Session.

MA S 727 Tolman (D)
Title: Protecting Social Workers From Work Related Injuries
Summary: Protects social workers from work related injuries.
Status: 01/19/2009: Introduced. Filed as Senate Docket 836. To Joint Committee on Labor and Workforce Development.

MA S 1982 Tolman (D)
Title: Railroad Company Medical Leave

Summary: Provides counseling services and medical leave for crew members of a railroad company involved in an accident resulting in loss of life or serious bodily injury.
Status: 10/02/2009: In Joint Committee on Transportation: Heard. Eligible for Executive Session.

MA S 2011 Morrissey (D)
Title: Worker's Compensation for Armed Services
Summary: Relates to worker's compensation as it relates to employees who are members of the armed services or national guard.
Status: 01/19/2009: Introduced. Filed as Senate Docket 686. To Joint Committee on Veterans and Federal Affairs.

MA SD 84 Tolman (D)
Title: Railroad Company Medical Leave
Summary: Provides counseling services and medical leave for crew members of a railroad company involved in an accident resulting in loss of life or serious bodily injury.
Status: 01/19/2009: Assigned Senate Bill No. 1982.

MA SD 681 Morrissey (D)
Title: Department of Industrial Accident Claims
Summary: Clarifies the term proceedings for Department of Industrial Accident Claims.
Status: 01/19/2009: Assigned Senate Bill No. 704.

MA SD 684 Morrissey (D)
Title: Workman Compensation Definitions
Summary: Clarifies a definition in workmans' compensation proceedings.
Status: 01/19/2009: Assigned Senate Bill No. 705.

MA SD 686 Morrissey (D)
Title: Worker's Compensation for Armed Services
Summary: Relates to worker's compensation as it relates to employees who are members of the armed services or national guard.
Status: 01/19/2009: Assigned Senate Bill No. 2011.

MA SD 836 Tolman (D)
Title: Protecting Social Workers From Work Related Injuries
Summary: Protects social workers from work related injuries.
Status: 01/19/2009: Assigned Senate Bill No. 727.

MICHIGAN

MI H 4754 Jackson (D)
Title: Cost of Living Provision
Summary: Requires workers' compensation and benefits to include a cost-of-living provision.
Status: 04/01/2009: Introduced. To House Committee on Labor.

MI H 5108 Angerer (D)
Title: Chiropractic Service
Summary: Limits worker's compensation coverage or reimbursement for chiropractic service.
Status: 06/16/2009: Introduced. To House Committee on Insurance.

MI H 5284 Bledsoe (D)
Title: Secondhand Smoke
Summary: Establishes presumption of secondhand smoke aggravating certain conditions in worker's compensation claim.
Status: 08/26/2009: Introduced. To House Committee on Regulatory Reform.

MI S 615 Kahn (R)
Title: Employment Security Administration
Summary: Establishes fraud control fund for Bureau of Worker's and Unemployment Compensation.
Status: 06/25/2009: In Senate. Read second time and amended. To third reading. In Senate. Read third time. Passed Senate. To House. To House Committee on Labor.

MI S 972 Richardville (R)
Title: Chiropractic Services
Summary: Limits coverage or reimbursement for chiropractic services by workers compensation; provides that an employer is not required to reimburse or cause to be reimbursed charges for a chiropractic services unless that practice was included in the definition of practice of chiropractic under the Public Health Code.
Status: 11/05/2009: Introduced. To Senate Committee on Economic Development and Regulatory Reform.

MINNESOTA

MN H 1794 Welti (DFL)
Title: Employment
Summary: Relates to employment; provides standard definition of independent contractor for truck driver-operators for purposes of workers' compensation, unemployment compensation, and income taxation.
Status: 03/16/2009: Introduced. To House Committee on Commerce and Labor.

MN S 193 Betzold (DFL)
Title: Retirement
Summary: Relates to retirement; amends certain correctional employee disability benefit provisions; defines terms; amends age limits.
Status: 01/22/2009: Introduced. To Senate Committee on State and Local Government Operations and Oversight.

MN S 733 Skoe (DFL)
Title: Employment
Summary: Relates to employment; provides standard definition of independent contractor for truck driver-operators for purposes of workers' compensation, unemployment compensation, and income taxation.
Status: 02/16/2009: Introduced. To Senate Committee on Business, Industry and Jobs.

MN S 910 Tomassoni (DFL)
Title: Trucking Industry
Summary: Relates to labor and employment; regulates the employment status of truckers and messenger and courier services for the purposes of unemployment compensation and workers' compensation; relates to independent contractors; specifies the requirements necessary to determine if the operator is an independent contractor.
Status: 05/16/2009: Signed by Governor. Filed with Secretary of State. Chapter No. 2009-89

MN S 1476 Bakk (DFL)
Title: Workers Compensation
Summary: Relates to workers' compensation; relates to disability benefits, Rehabilitation Review Panel membership, addition of an occupational therapist to the Medical Services Review Board, notification of the denial of a claim, submission of medical bills, retention of billing data by self-insured employers, medical examinations, agency sharing of Social Security numbers, employer notice to the occupational safety and health division of a fatality or inpatient hospitalization, and workers' compensation judges.
Status: 05/12/2009: Signed by Governor. Filed with Secretary of State. Chapter No. 2009-75

MISSISSIPPI

- MS H 42 Formby (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; provides employer the right to require autopsy in death cases.
Status: 02/03/2009: Died in committee.
- MS H 43 Formby (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; results of drug and alcohol test, employer-administered or otherwise, are admissible for certain purposes.
Status: 02/03/2009: Died in committee.
- MS H 53 Formby (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; revises criteria for drug and alcohol testing, increase benefits for disfigurement, vocational rehab and death.
Status: 02/03/2009: Died in committee.
- MS H 73 Formby (R)
Title: Workers Compensation Law
Summary: Relates to workers' Compensation Law; defines purpose to be impartially construed.
Status: 02/03/2009: Died in committee.
- MS H 168 Mayo (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; prohibit discharge of employee filing claim in good faith.
Status: 03/03/2009: Died in committee.
- MS H 195 Formby (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; increases benefits for disfigurement, vocational rehabilitation and death, allow employer to request autopsy.
Status: 02/03/2009: Died in committee.
- MS H 261 Upshaw (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; reduces amount an employer may receive from third party for damages by employer's percentage of fault.
Status: 02/03/2009: Died in committee.
- MS H 303 Formby (R)
Title: Workers Compensation Law
Summary: Provides that the workers' compensation law shall be impartially construed and applied and shall not be presumed to favor one party over another.
Status: 02/03/2009: Died in committee.
- MS H 606 Watson P (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; prohibit discharge of employee filing claim in good faith.
Status: 02/03/2009: Died in committee.
- MS H 609 Watson P (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; increases benefits for serious facial or head disfigurement.
Status: 02/03/2009: Died in committee.

MS H 742 Evans J (D)
Title: Workers Compensation
Summary: Relates to workers compensation; increases maximum total recovery.
Status: 02/03/2009: Died in committee.

MS H 772 Bounds (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; revises the criteria for drug and alcohol testing under.
Status: 02/03/2009: Died in committee.

MS H 812 Lane (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; increases amount of lump sum death benefit and benefit for funeral expenses.
Status: 02/03/2009: Died in committee.

MS H 1152 Weathersby (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; provides that preexisting conditions do not have to be occupationally disabling for apportionment.
Status: 02/03/2009: Died in committee.

MS H 1346 Blackmon (D)
Title: Workers Compensation
Summary: Relates to workers' Compensation; prohibit discharge of employee filing claim in good faith.
Status: 02/03/2009: Died in committee.

MS H 1358 Formby (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; clarify the exclusiveness of liability and provide penalties for bad faith claims.
Status: 02/03/2009: Died in committee.

MS H 1385 Reynolds (D)
Title: State Employees
Summary: Relates to state employees; provides that employee shall not be required to use leave when receiving workers' compensation benefits.
Status: 02/03/2009: Died in committee.

MS S 2026 King (R)
Title: Law Enforcement Officers Disability Trust Fund
Summary: Relates to law Enforcement Officers Disability Trust Fund; expand coverage to include disability benefits for emergency management personnel.
Status: 02/03/2009: Died in committee.

MS S 2066 Baria (D)
Title: Workers Compensation
Summary: Relates to workers' Compensation; prohibit discharge of employee filing claim in good faith.
Status: 02/03/2009: Died in committee.

MS S 2084 Tollison (D)
Title: Major Medical Leave
Summary: Relates to major medical leave; states law enforcement officers injured in the line of duty shall not be required to use.
Status: 02/03/2009: Died in committee.

MS S 2184 Blount (D)
Title: Law Enforcement Officers And Fire Fighters
Summary: Relates to law enforcement officers and fire fighters; increases death and disability benefits under trust funds.
Status: 02/03/2009: Died in committee.

MS S 2187 Fillingane J (R)
Title: Board of Supervisors
Summary: Relates to the Board of Supervisors; authorizes to pay for income loss protection for volunteer fire fighters.
Status: 02/03/2009: Died in committee.

MS S 2358 Hewes (R)
Title: Workers Compensation
Summary: Relates to workers' compensation; increases certain death benefits, give employer right to request an autopsy.
Status: 03/03/2009: Died in committee.

MS S 2359 Hewes (R)
Title: Workers Compensation Law
Summary: Relates to workers' Compensation Law; defines purpose to be impartially construed.
Status: 02/03/2009: Died in committee.

MS S 2446 Harden (D)
Title: Workers Compensation
Summary: Requires workplace emergency medical services and transportation to be available for injured persons under the workers' compensation law.
Status: 02/03/2009: Died in committee.

MS S 2452 Jackson R (D)
Title: Workers Compensation Disability Payments
Summary: Relates to workers' compensation disability payments; extend time period for receiving.
Status: 02/03/2009: Died in committee.

MS S 2558 Harden (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; injured employee may select specialists who provide type of treatment prescribed.
Status: 02/03/2009: Died in committee.

MS S 2765 Blount (D)
Title: Law Enforcement Officers Disability Benefits Trust
Summary: Relates to law Enforcement Officers Disability Benefits Trust Fund; pay benefits to injured officer's employing government entity.
Status: 02/03/2009: Died in committee.

MS S 2871 Hewes (R)
Title: Workers Compensation
Summary: Relates to workers compensation; preexisting conditions do not have to be occupationally disabling for apportionment to apply.
Status: 02/03/2009: Died in committee.

MS S 3095 Jones K (D)
Title: Workers Compensation Disability Payments
Summary: Relates to workers' compensation disability payments; extend time period for receiving.
Status: 02/03/2009: Died in committee.

MISSOURI

- MO H 288 Cunningham M (R)
Title: Workers Compensation
Summary: Exempts a general contractor from the requirement that they provide workers' compensation benefits to a subcontractor and the subcontractors' employees if they have opted out of provisions of the Workers' Compensation Law for religious reasons.
Status: 02/25/2009: Public Hearing completed.
- MO H 522 Fisher (R)
Title: Workers Compensation
Summary: Modifies laws relating to workers' compensation.
Status: 03/10/2009: In House Committee on Rules: Voted do pass. From House Committee on Rules: Reported do pass.
- MO H 580 Bruns (R)
Title: Line of Duty Compensation Act
Summary: Establishes the Line of Duty Compensation Act which authorizes a claim to be filed with the Division of Workers' Compensation on behalf of public safety workers who are killed in the line of duty.
Status: 06/19/2009: Signed by Governor.
- MO H 896 Schoeller (R)
Title: Geologic Sequestration Activities
Summary: Limits liability for personal injury or death arising from geologic sequestration activities.
Status: 03/24/2009: Public Hearing completed.
- MO H 907 Fallert (D)
Title: Workers Compensation
Summary: Modifies provisions to allow an employee the right to choose his or her doctor for injuries that are subject to workers' compensation law.
Status: 05/15/2009: To House Special Committee on Workforce Development and Workplace Safety.
- MO H 932 Nolte (R)
Title: Workers Compensation Law
Summary: Modifies workers' compensation law relating to additional compensation for serious and permanent disfigurement of the body.
Status: 05/15/2009: To House Special Committee on Workforce Development and Workplace Safety.
- MO S 323 Ridgeway (R)
Title: Workers Compensation Benefits
Summary: Restricts certain workers' compensation benefits to instances when an employee's disfigurement is a hindrance to employment.
Status: 02/09/2009: To Senate Committee on Small Business, Insurance and Industry.

MONTANA

- MT D 45 Perry
Title: Workers Compensation
Summary: (LC0045) Clarifies applicability of at work for workers compensation purposes.
Status: 02/05/2009: Assigned Senate Bill No. 371.
- MT D 566 Perry

Title: Workers Compensation Awards
Summary: Limits workers compensation awards for unauthorized aliens.
Status: 02/06/2009: Assigned Senate Bill No. 378.

MT D 1200 Pomnichowski (D)
Title: Covered Diseases for Firefighters
Summary: Relates to presumption of covered diseases for firefighters under workers compensation.
Status: 04/26/2009: Assigned House Bill No. 408.

MT D 1201 Lewis
Title: Detention Officers
Summary: Relates to partial salary for detention officer injured in performance of duty.
Status: 01/14/2009: Assigned Senate Bill No. 220.

MT D 1979 Ebinger (D)
Title: Independent Contractor
Summary: Relates to revise workers compensation law re independent contractor for 10-year period.
Status: 01/08/2009: Assigned House Bill No. 204.

MT D 2069 Wanzenried
Title: Freight Forward Contracts
Summary: Exempts freight forward contracts from workers compensation.
Status: 01/26/2009: Draft delivered to Requester.

MT D 2083 Hendrick (R)
Title: Workers Compensation Coverage
Summary: Relates workers compensation coverage for volunteer firefighters and emergency medical technicians.
Status: 04/26/2009: Assigned House Bill No. 481.

MT D 2085 Jent
Title: Attorney Fees and Workers Compensation
Summary: Revises attorney fees for medical benefits in workers compensation.
Status: 01/24/2009: Assigned Senate Bill No. 285.

MT D 2200 Noonan
Title: Health Care
Summary: Limits health care information subject to workers compensation disclosure.
Status: 02/05/2009: Assigned House Bill No. 452.

MT H 119 Hunter (D)
Title: Workers Compensation
Summary: Relates to workers' compensation; authorizes agreements with tribal Governments to recognize tribal compensation plans; authorizes certain employers to transfer claim liabilities to third parties; requires controlling persons of professional employer organizations to submit fingerprints; includes religious organizations as employers; provides for voluntary mediation; specifies types of medical fee schedules that may be used for claims; allows for increased prescription supplies.
Status: 04/01/2009: Signed by Governor. Chaptered. Chapter No. 112

MT H 126 Augare (D)
Title: Workers Compensation Policy
Summary: Authorizes the Department of Administration to manage workers' compensation coverage with the State Fund for all state agencies; allows exceptions for the judicial and legislative branches; provides rulemaking authority for the Department of Administration.
Status: 03/18/2009: Chaptered. Chapter No. 17

MT H 148 Brown D (R)
Title: Going and Coming To Work Status
Summary: Clarifies workers compensation going and coming to work status.
Status: 04/28/2009: Died in committee.

MT H 283 Himmelberger (R)
Title: Workers Compensation Act
Summary: Revises workers' compensation laws; provides for voluntary certification of workers' compensation claims examiners; requires a letter of intent to create a new exemption under the workers' compensation act; establishes criteria for certifying claims examiners.
Status: 04/01/2009: Chaptered. Chapter No. 125

MT H 378 Blasdel (R)
Title: Freight Forwarders
Summary: Exempts from the Workers' Compensation Act the employment of persons performing the services of an intrastate or interstate common or contract motor carrier if hired by a freight forwarder.
Status: 04/16/2009: Became law without Governor's signature. Chaptered. Chapter No. 234

MT H 408 Pomnichowski (D)
Title: Safety Officers
Summary: Refers to presumptions of covered diseases for safety officers under work.
Status: 04/28/2009: Died in committee.

MT H 589 Pomnichowski (D)
Title: Occupational Disease
Summary: Revises workers compensation on proving occupational disease employment related.
Status: 04/28/2009: Died in committee.

MT H 598 Noonan P (D)
Title: Contract Musician
Summary: Exempts employment of a contract musician from coverage under the Workers' Compensation Act.
Status: 05/05/2009: Signed by Governor. Chaptered. Chapter No. 450

MT S 42 Laslovich (D)
Title: Substitution Procedure
Summary: Provides a process for the substitution of a workers' compensation judge in the event of a recusal by the workers' compensation judge.
Status: 03/18/2009: Chaptered. Chapter No. 20

MT S 220 Lewis (R)
Title: Detention Officer
Summary: Partial salary for detention officer injured in performance of duty.
Status: 04/28/2009: Died in committee.

MT S 224 Brown R (R)
Title: Transfer of Funds
Summary: Transfers funds from general fund to work compensation to pay claims for injuries resulting from accidents that occurred before a certain date.
Status: 04/28/2009: Died in committee.

MT S 285 Jent (D)
Title: Attorney Fees
Summary: Revises attorney fees for medical benefits in workers compensation.
Status: 04/28/2009: Died in process.

MT S 363 Stewart-Peregoy (D)
 Title: Workers Compensation Covered Employment
 Summary: Exempts speaking at public function or workshops from workers compensation covered employment based on wages.
 Status: 04/29/2009: Died in committee.

MT S 371 Perry (R)
 Title: Workers Compensation
 Summary: Revises the definition of employee or worker with respect to workers' compensation laws; provides that injuries occurring while an employee is in a paid work status or participating in an employer-required recreational or social activity are eligible for compensation.
 Status: 05/12/2009: Veto Override Vote Mail Poll in Progress.

MT S 378 Perry (R)
 Title: Unauthorized Aliens
 Summary: Limit workers compensation awards for unauthorized aliens.
 Status: 04/28/2009: Died in committee.

MT SJR 10 Erickson (D)
 Title: State Workers Compensation Coverage
 Summary: Provides for the establishment of an interim committee to study options for providing workers' compensation coverage to state employees; provides that the examination must include the prospective financial or regulatory impacts if the state were to self-insure.
 Status: 04/28/2009: Died in committee.

NEBRASKA

NE L 194 Nantkes (NP)
 Title: Workers Compensation Payments
 Summary: Relates to workers' compensation; changes provisions relating to lump sum settlements.
 Status: 05/29/2009: 101st Legislature, First Session Adjourned - 05/29/2009 - Carried Over to Second Regular Session.

NE L 243 Nantkes (NP)
 Title: Workers Compensation Adjustments
 Summary: Relates to Nebraska's Workers' Compensation Act; provides for annual adjustments for workers' compensation total disability income benefits.
 Status: 05/29/2009: 101st Legislature, First Session Adjourned - 05/29/2009 - Carried Over to Second Regular Session.

NE L 453 Rogert (NP)
 Title: Workers Compensation Coverage Notice
 Summary: Changes provisions relating to an employer notice that employees are not covered by workers' compensation insurance.
 Status: 05/29/2009: 101st Legislature, First Session Adjourned - 05/29/2009 - Carried Over to Second Regular Session.

NE L 556 White (NP)
 Title: Workers Compensation
 Summary: Changes workers' compensation third-party claims provisions.
 Status: 05/29/2009: 101st Legislature, First Session Adjourned - 05/29/2009 - Carried Over to Second Regular Session.

NE L 622 Nordquist (NP)
 Title: Workers Compensation Medical Payments

Summary: Provides time limits and penalties for late workers' compensation medical payments.
Status: 05/29/2009: 101st Legislature, First Session Adjourned - 05/29/2009 - Carried Over to Second Regular Session.

NE L 630 Business and Labor Committee
Title: Workers Compensation Act
Summary: Amends the Workers' Compensation Act; relates to an employer exclusion from the act, implementation of a certain medical fee schedule, periodic compensation payments and lump-sum settlements, court procedures, informal dispute resolution approval, and mediators.
Status: 05/26/2009: Signed by Governor.

NEVADA

NV A 24 Assembly Commerce and Labor Committee
Title: Industrial Insurance Claims
Summary: Relates to industrial insurance; requires the Administrator of the Division of Industrial Relations to adopt regulations for the determination of injuries as catastrophic; requires an adjuster who administers a claim for a catastrophic injury to be competent and qualified; requires an insurer that accepts a claim for a catastrophic injury to develop a life care plan for the claimant and allows them to rescind or revise its determination that the injury is a catastrophic injury.
Status: 06/09/2009: Signed by Governor. Chaptered. Chapter No. 483

NV A 173 Mastroluca (D)
Title: Occupational Diseases
Summary: Relates to occupational diseases; exempts certain claims for occupational diseases from requirements relating to the burden of proof that disease arose out of and in course of employment; provides that certain diseases of the lung and heart are occupational diseases of arson investigators.
Status: 05/22/2009: Signed by Governor. Chaptered. Chapter No. 151

NV A 214 Parnell (D)
Title: Disability Benefits
Summary: Expands the definition of police officer to make certain employees of the Department of Public Safety and certain park rangers and division employees of the State Department of Conservation and Natural Resources eligible for the disability benefits provided to police officers; makes an appropriation to the Division of State Parks to provide for any physical examinations or blood tests required pursuant to this bill.
Status: 06/03/2009: Signed by Governor. Chaptered. Chapter No. 433

NV A 281 Conklin (D)
Title: Workers Compensation
Summary: Relates to industrial insurance; revises provisions governing insurer acceptance or denial of a claim, the selection of a physician or chiropractor by an injured employee, the denial of compensation due to discharge from employment for misconduct, and closure of a claim; creates an expedited appeals process for police officers, firefighters and emergency medical attendants; repeals provisions requiring the reduction of compensation by the amount of federal disability insurance benefits received.
Status: 05/28/2009: Signed by Governor. Chaptered. Chapter No. 297

NV A 410 Claborn (D)
Title: Workers Compensation
Summary: Allows the provisions of collective bargaining agreements to supersede certain statutory provisions relating to industrial insurance; provides that collective bargaining agreements between private employers and their employees may include provisions which establish processes for alternative dispute resolution, lists of medical evaluators and providers of medical treatment, joint safety committees, programs for light-duty or modified job responsibilities and programs for

vocational rehabilitation.
Status: 06/01/2009: Chaptered. Chapter No. 383

- NV A 436 Smith (D)
Title: Death Benefits
Summary: Provides for the payment of certain death benefits under industrial insurance under certain circumstances.
Status: 03/17/2009: Filed as Bill Draft Request No. 1083
- NV A 521 Assembly Commerce and Labor Committee
Title: Firefighter Cancer Coverage
Summary: Revises provisions governing coverage for cancer as an occupational disease of firefighters; expands the list of substances which are deemed to be known carcinogens that are reasonably associated with specific disabling cancers for the purposes of the provisions governing coverage for cancer as an occupational disease.
Status: 06/09/2009: Signed by Governor. Chaptered. Chapter No. 487
- NV BDR 1083 Smith (D)
Title: Benefits for Injured Workers
Summary: Revises provisions governing benefits for injured workers.
Status: 03/17/2009: Assigned Assembly Bill No. 436
- NV S 6 Lee (D)
Title: Occupational Diseases of Volunteer Firefighters
Summary: Removes a requirement of existing law that a condition of heart disease must have occurred before a volunteer firefighter reached a certain age in order to constitute an occupational disease for the purpose of eligibility for permanent total disability benefits; revises the frequency with which the volunteer firefighter must submit to a physical examination to detect such heart disease and makes the benefits contingent upon the volunteer firefighter's submission to the physical examinations.
Status: 05/26/2009: Signed by Governor. Chaptered. Chapter No. 201
- NV S 195 Carlton (D)
Title: Workers Compensation
Summary: Relates to industrial insurance; revises provisions relating to the denial or acceptance of a claim for compensation and examinations and permanent partial disabilities; increases certain death benefits; relates to the imposition of administrative fines and benefit penalties for certain violations; establishes continuous care coverage as a line of insurance for which a producer may be licensed; revises provisions for the issuance of a certificate of registration as an administrator.
Status: 06/02/2009: Chaptered. Chapter No. 500
- NV S 361 Senate Commerce and Labor Committee
Title: Employee Leasing Companies
Summary: Relates to employee leasing companies; authorizes the adoption of regulations to allow an employee leasing company to enter into an agreement with an assurance organization; provides for the ways that a company may satisfy the requirement to obtain workers' compensation coverage for its employees; requires a company to pay a fee for the issuance or renewal of its certificate of registration; provides for the ways that an employee of an employee leasing company may notify a supervisor of an injury.
Status: 05/28/2009: Signed by Governor. Chaptered. Chapter No. 269
- NV S 363 Senate Commerce and Labor Committee
Title: Surviving Spouses
Summary: Authorizes the surviving spouse of a deceased employee to continue to receive death benefits under industrial insurance after the surviving spouse remarries.
Status: 06/02/2009: Chaptered. Chapter No. 503

NV S 366 Senate Commerce and Labor Committee
Title: Workers Compensation
Summary: Revises provisions relating to workers' compensation; provides that an employer bears the burden of proof to show that an injury occurred at work; provides that treatment for an industrial injury must not be delayed while certain determinations are being made.
Status: 03/23/2009: Introduced. Filed as Bill Draft Request No. 590 To Senate Committee on Commerce and Labor.

NEW HAMPSHIRE

NH H 108 Long (D)
Title: Employers Private Right of Action
Summary: Establishes procedures for a private right of action to recover workers' compensation coverage payments.
Status: 03/19/2009: Retained in Committee for Action in Second Year of Session.

NH H 163 Nixon (D)
Title: Firefighters and Police Officers
Summary: Provides that firefighters, emergency medical technicians (EMTs), police officers, and other public safety officers shall not have their right to compensation for wrongfully or negligently caused injuries denied or limited by the fireman's rule, or any other similar rights-depriving rule.
Status: 03/24/2009: Failed to pass House.

NH H 216 Nixon (D)
Title: Workers Compensation Claimants
Summary: Clarifies the fees for legal services rendered to workers' compensation claimants.
Status: 06/03/2009: To Senate Committee on Commerce, Labor and Consumer Protection.

NH H 240 McEachern (D)
Title: Workers Compensation for Death
Summary: Increases the amount an employer pays for burial expenses under workers' compensation.
Status: 06/11/2009: Chapter No. 78

NH H 271 Reardon (D)
Title: Workers Compensation
Summary: Establishes procedures for insurance carriers requesting medical information relating to a workers' compensation claim.
Status: 02/26/2009: Retained in Committee for Action in Second Year of Session.

NH LSR 466 Long (D)
Title: Workers Compensation
Summary: Establishes an employer's private right of action to enforce the payment of workers' compensation coverage premiums.
Status: 01/05/2009: Assigned Bill Number: HB 108

NH LSR 546 Reardon (D)
Title: Workers Compensation Claims
Summary: Relates to relevant information in a workers' compensation claim.
Status: 01/08/2009: Assigned Bill Number: HB 271

NH LSR 655 Nixon (D)
Title: Workers Compensation Claimants
Summary: Relates to fees for legal services rendered to workers' compensation claimants.
Status: 01/06/2009: Assigned Bill Number: HB 216

NH LSR 800 McEachern (D)

Title: Workers Compensation for Death
Summary: Relates to workers' compensation for death.
Status: 01/08/2009: Assigned Bill Number: HB 240

NH LSR 1035 Sgambati
Title: Railroad Operators
Summary: Relates to liability protection for railroad operators operating alongside recreational trails.
Status: 03/04/2009: Assigned Bill Number: SB 203

NH LSR 2139 Richardson G (D)
Title: Liability of Third Persons Under Workers Compensation
Summary: Relates to liability of third persons under workers' compensation.
Status: 09/29/2009: Filed.

NH LSR 2413 Goley (D)
Title: Employee Defined for Workers Compensation Purposes
Summary: Relates to the definition of employee for workers' compensation purposes.
Status: 09/29/2009: Filed.

NH LSR 2434 Long (D)
Title: Independent Medical Examination Practitioners
Summary: Requires independent medical examination practitioners to file a report with the insurance department.
Status: 09/29/2009: Filed.

NH LSR 2503 Perkins L (R)
Title: Appeals Under the Workers Compensation Law
Summary: Relates to appeals under the workers' compensation law.
Status: 09/29/2009: Filed.

NEW JERSEY

NJ A 3919 Burzichelli (D)
Title: Wages and Benefits
Summary: Concerns administrative actions with respect to employer licenses for repeated violations of wage, benefit and tax laws.
Status: 05/11/2009: Introduced. To Assembly Committee on Labor.

NJ A 3926 Carroll (R)
Title: Workers Compensation
Summary: Concerns compensability of certain injuries or illnesses under workers' compensation.
Status: 05/11/2009: Introduced. To Assembly Committee on Labor.

NJ A 4034 Milam (D)
Title: Law Enforcement Personnel Surviving Dependents
Summary: Concerns timeliness of certain workers' compensation claims filed by surviving dependents of certain law enforcement personnel.
Status: 06/04/2009: Introduced. To Assembly Committee on Labor.

NJ S 668 Madden (D)
Title: Surviving Spouses
Summary: Provides surviving spouses of certain fire and police personnel who die in line of duty with workers' compensation for entire period of survivorship.
Status: 03/12/2009: From Assembly Committee on Labor. To Assembly Committee on Appropriations.

NJ S 785 Sweeney (D)
 Title: Workers Compensation Benefits
 Summary: Concerns certain workers' compensation supplemental benefits.
 Status: 05/04/2009: From Senate Committee on Labor as amended. To Senate Committee on Budget and Appropriations.

NJ S 1892 Kean T (R)
 Title: Workers Compensation
 Summary: Concerns repayment of workers' compensation by pension recipients; provides that a public employee who receives workers' compensation before payments of a retirement pension by reason of injury or disability shall not be required to repay any of the workers' compensation because of the subsequent receipt of those pension payments.
 Status: 05/18/2009: From Senate Committee on Labor as amended. To Senate Committee on Budget and Appropriations.

NJ S 1918 Sarlo (D)
 Title: Workers Compensation
 Summary: Authorizes the Insurance Fraud Prosecutor to investigate and prosecute cases of failure to provide workers' compensation insurance coverage.
 Status: 12/19/2008: Signed by Governor. Chapter No. 121

NJ S 2558 Whelan (D)
 Title: Workers' Compensation Surviving Spouse
 Summary: Concerns when surviving dependents of law enforcement personnel may file workers' compensation claims.
 Status: 02/09/2009: Introduced. To Senate Committee on Labor.

NEW MEXICO

NM S 76 Leavell (R)
 Title: Workers Compensation Settlement Agreements
 Summary: Relates to workers' compensation; provides for lump-sum settlement agreements for payments of compensation, medical benefits or both; requires approval of settlements by workers' compensation judge; provides for a limit on attorney fees in settlements for future payments of compensation or medical benefits.
 Status: 04/07/2009: Signed by Governor. Chaptered. Chapter No. 2009-235

NM S 303 Sanchez M (D)
 Title: Occupational Disease Disablement
 Summary: Relates to the Occupational Disease Disablement Law; requires certain diseases and injuries, including certain cancers, to be presumed to be caused by employment for certain firefighters; providing exceptions; establishes burden of proof for defenses; requires workers' compensation reimbursement in certain situations.
 Status: 04/08/2009: Signed by Governor. Chaptered. Chapter No. 2009-252

NM S 579 Campos P (D)
 Title: Workers Compensation Act
 Summary: Relates to insurance; amends a section of the Workers' Compensation Act to increase the allowable limit on attorney fees.
 Status: 03/06/2009: From Senate Committee on Judiciary: Do pass as substituted.

NM S 609 McSorley (D)
 Title: Workers Compensation
 Summary: Relates to workers' compensation; amends the Workers' Compensation Act; adjusts the compensation available for certain disabilities; adjusts attorney fees.

Status: 02/17/2009: Introduced. To Senate Committee on Judiciary. To Senate Committee on Finance.

NEW YORK

- NY A 395 John (D)
Title: Care and Treatment of Injured Employees
Summary: Authorizes the care and treatment of injured employees by licensed clinical social workers under the workers' compensation program.
Status: 05/11/2009: Amended in Assembly Committee on Labor.
- NY A 583 Cahill (D)
Title: High Risk Duties of Law Enforcement and Benefits
Summary: Provides eligibility for benefits for injuries sustained while performing the high risk duties of law enforcement.
Status: 01/07/2009: Introduced. To Assembly Committee on Governmental Employees.
- NY A 598 Cahill (D)
Title: Disability Benefits
Summary: Provides for cost-of-living adjustments of disability benefits for an employee with a permanent total disability to be based on an increase of the Consumer Price Index as promulgated by the United States Department of Labor.
Status: 01/07/2009: Introduced. To Assembly Committee on Labor.
- NY A 681 Cahill (D)
Title: Volunteer Firefighters Benefit Claim Assistance Unit
Summary: Establishes a volunteer firefighters' benefit claim assistance unit to initiate contact with injured firefighter or his or her surviving dependents and assist with filing claims and expediting payments.
Status: 01/07/2009: Introduced. To Assembly Committee on Local Governments.
- NY A 1166 Seminerio (D)
Title: Minor Volunteers and Non Profit Organizations
Summary: Provides that minors aged 14 through 17 may work as volunteers for nonprofit organizations constructing affordable housing; sets forth restrictions and insurance requirements.
Status: 06/23/2009: Enacting clause stricken.
- NY A 1844 Dinowitz (D)
Title: Occupational Disease
Summary: Exempts occupational disease caused by occupational exposure to tobacco smoke from 2 year filing limit for workers' compensation provided such claims were filed within two years of disablement and after the claimant knew or should have known that the disease was due to the nature of employment.
Status: 01/12/2009: Introduced. To Assembly Committee on Labor.
- NY A 1895 Morelle (D)
Title: Injuries Related to Scaffold Use
Summary: Amends the Civil Practice Law and Rules, in relation to the applicability of certain provisions with respect to persons injured in the use of scaffolding and other devices for use by employees; establishes a comparative negligence standard for such claims with respect to a recalcitrant worker.
Status: 01/14/2009: Introduced. To Assembly Committee on Judiciary.
- NY A 2021 John (D)
Title: Workers Compensation Lump Sum Payments

Summary: Provides that workers' compensation payments for permanent partial disability may be made in one lump sum without commutation to a present value amount.
Status: 08/26/2009: Signed by Governor. Chapter No. 351

NY A 2057 Parment (D)
Title: Acceptance Of Any Insurance Benefits
Summary: Permits an employer to file an application with the department of labor to be exempted from the provisions of the workers' compensation law with respect to employees whose religious tenets or teachings oppose acceptance of any insurance benefits.
Status: 01/15/2009: Introduced. To Assembly Committee on Labor.

NY A 2128 John (D)
Title: Disability Benefits Law Domestic Partners
Summary: Amends the disability benefits law to include domestic partners in certain provisions and defines the term domestic partner: adds reference to domestic partner in provisions relating to voluntary coverage and disposition of accrued benefits upon death; defines domestic partner as a person at least 18 years old who is either dependent upon the employee for support, or who has registered as the domestic partner of the employee with any registry of domestic.
Status: 01/15/2009: Introduced. To Assembly Committee on Labor.

NY A 2133 John (D)
Title: Liability Compensation
Summary: Relates to liability for compensation of an employee exposed to a substance which the employer, state or local police, paramedics or any other official health or safety agency determines may be anthrax provided such injury occurred during the course of employment.
Status: 01/15/2009: Introduced. To Assembly Committee on Labor.

NY A 2135 John (D)
Title: Permanent Total Disability
Summary: Amends the Workers' Compensation Law, in relation to permanent total disability; creates a presumption of permanent total disability for those claimants who are subsequently also found eligible for social security disability benefits.
Status: 01/15/2009: Introduced. To Assembly Committee on Labor.

NY A 2214 Calhoun (R)
Title: Birth Related Neurological Injury Compensation Act
Summary: Enacts the New York birth-related neurological injury compensation act; directs the workers' compensation board to determine all claims for compensation for birth-related impairment, and if the injury falls within the defined scope of neurological injuries, direct compensation by the fund, similar to a no fault system.
Status: 01/15/2009: Introduced. To Assembly Committee on Insurance.

NY A 2859 Englebright (D)
Title: Owner Driver Protection Act
Summary: Enacts the "owner-driver protection act"; requires public work contractors and subcontractors employing owner-drivers on public work projects to pay the prevailing rate of wage, provide appropriate supplements and provide workers' compensation and disability coverage to such drivers.
Status: 01/21/2009: Introduced. To Assembly Committee on Labor.

NY A 2869 Schimminger (D)
Title: Executive Owner Officers
Summary: Increases the number of executive owner-officers of a small corporation who may elect to be included in or excluded from workers' compensation insurance coverage from two to three.
Status: 01/21/2009: Introduced. To Assembly Committee on Labor.

NY A 2989 Kolb (R)
 Title: Permanent Partial Disability Provisions
 Summary: Relates to permanent partial disability; provides that such permanent partial disability shall be based on the objective medical guidelines for determination of percentage or permanent impairment; sets forth compensation, entitlement and claim provisions; establishes objective medical guidelines, a benefit evaluation commission and pharmaceutical fee schedules; increases certain claim amounts; provides for penalties for workers' compensation fraud.
 Status: 01/22/2009: Introduced.

NY A 3569 Perry (D)
 Title: Workers Compensation Claims
 Summary: Requires employers to present substantial evidence when contesting workers' compensation claims; directs the workers' compensation board to award a claimant legal fees, if it finds that an employer contested a claim without substantial evidence.
 Status: 01/27/2009: Introduced. To Assembly Committee on Labor.

NY A 3611 Eddington (D)
 Title: Funding Of Vocational Rehabilitation Services
 Summary: Relates to the funding of vocational rehabilitation services for injured employees.
 Status: 01/27/2009: Introduced. To Assembly Committee on Labor.

NY A 3704 John (D)
 Title: Pilot Program For Certified Nurse
 Summary: Authorizes as a pilot program certified nurse practitioners to provide care and treatment to injured employees pursuant to the provisions of the workers' compensation law; establishes a nurse practitioner committee to regulate the practice of nurse practitioners under such law; makes it a misdemeanor to violate provisions relating to fees which may be collected by nurse practitioners.
 Status: 01/28/2009: Introduced. To Assembly Committee on Labor.

NY A 4103 Abbate (D)
 Title: Disability Benefits For Police Officers
 Summary: Provides certain disability benefits for disabilities related to heart disease to sworn police officers of the division of law enforcement in the department of environmental conservation; provides that any condition of impairment of health, caused by diseases of the heart, resulting in disability or death to such sworn police officer, shall be presumptive evidence that it was incurred in the performance of such officer's duty.
 Status: 01/30/2009: Introduced. To Assembly Committee on Governmental Employees.

NY A 4302 Canestrari (D)
 Title: Rates of Payment and Delivery of Health Care Services
 Summary: Relates to the establishment of rates of payment and delivery of health care services; directs the chair of the workers' compensation board to annually prepare and establish a schedule of fees.
 Status: 02/03/2009: Introduced. To Assembly Committee on Labor.

NY A 4380 Lopez V (D)
 Title: WC Board Reimbursement of Chiropractors
 Summary: Requires the Workers' Compensation Board to reimburse chiropractors for individual diagnostic and treatment services and modalities lawfully rendered by such chiropractor in the treatment of an injured worker.
 Status: 02/03/2009: Introduced. To Assembly Committee on Labor.

NY A 4439 Heastie (D)
 Title: Disability Benefit for the Transit Authority
 Summary: Provides for a disability benefit for employees of the New York city transit authority, and its subsidiary corporations, who are disabled by reason of an assault sustained in the course of employment.

Status: 02/04/2009: Introduced. To Assembly Committee on Corporations, Authorities and Commissions.

- NY A 4444 Morelle (D)
Title: Permanent Total Disability Benefits
Summary: Relates to permanent total disability benefits received by disabled volunteer firefighters; provides for a cost-of-living adjustment to such benefits.
Status: 02/04/2009: Introduced. To Assembly Committee on Local Governments.
- NY A 4527 John (D)
Title: World Trade Center Rescue Recovery Participants
Summary: Includes certain workers in New York city vehicle repair shops within the definition of participant in World Trade Center rescue, recovery or cleanup operations.
Status: 02/04/2009: Introduced. To Assembly Committee on Labor.
- NY A 4612 Morelle (D)
Title: Increases in Permanent Disability Benefits
Summary: Increases permanent total disability benefits for volunteer firefighters and ambulance workers from four hundred dollars to four hundred fifty dollars.
Status: 02/05/2009: Introduced. To Assembly Committee on Local Governments.
- NY A 4657 Morelle (D)
Title: Workers Compensation Payments Made By Health Insurer
Summary: Requires a workers' compensation claimant's health insurer to pay the claimant's medical expenses in the event such expenses normally covered, pending determination of the claim; requires the provider of medical services to file the appropriate form with the insurer to receive payment.
Status: 02/05/2009: Introduced. To Assembly Committee on Labor.
- NY A 4669 Weisenberg (D)
Title: Life Guards Who Contract Skin Cancer Compensation
Summary: Provides workers' compensation benefits to lifeguards who contract skin cancer; creates a rebuttable presumption that the skin cancer was contracted as a result of the individual's employment as a lifeguard.
Status: 02/05/2009: Introduced. To Assembly Committee on Labor.
- NY A 4706 Brennan (D)
Title: Violation of a Safety Standard
Summary: Protects metropolitan transit authority employees and representatives of deceased MTA employees by granting them a statutory cause of action for negligent or reckless violation of a safety standard intended to protect employees; provides an offset against such recovery any amounts such paid pursuant to the workers' compensation law and collective bargaining agreements.
Status: 02/05/2009: Introduced. To Assembly Committee on Corporations, Authorities and Commissions.
- NY A 4876 Lifton (D)
Title: Reduction of Retirement Pensions
Summary: Eliminates reduction of New York state and local retirement pensions based on workers' compensation lump sum payments after the expiration of the time period which is determined to be the actuarial remaining lifetime of the disability retiree.
Status: 02/06/2009: Introduced. To Assembly Committee on Governmental Employees.
- NY A 4880 Schimminger (D)
Title: Exemptions From Workers Compensation Coverage
Summary: Exempts from workers' compensation coverage an injury or occupational disease sustained in the perpetration by the employee of a felony or misdemeanor for which the employee is convicted.
Status: 02/06/2009: Introduced. To Assembly Committee on Labor.

NY A 4984 Brodsky (D)
 Title: Lyme Disease
 Summary: Includes Lyme Disease (Lyme Borreliosis) as an occupational disease which is compensable under the workers' compensation law.
 Status: 06/22/2009: From Assembly Committee on Ways and Means. To Assembly Committee on Rules. From Assembly Committee on Rules. Passed Assembly. To Senate. To Senate Committee on Rules.

NY A 5289 Meng (D)
 Title: Care and Treatment via Acupuncture
 Summary: Authorizes the care and treatment of injured employees by licensed or certified acupuncturists under the workers' compensation program.
 Status: 02/11/2009: Introduced. To Assembly Committee on Labor.

NY A 5895 Magee (D)
 Title: Volunteer Firefighters Benefits
 Summary: Makes permanent provisions of the volunteer firefighters' benefit law relating to claims for benefits when a firefighter suffers heart related death or disability.
 Status: 02/23/2009: Introduced. To Assembly Committee on Local Governments.

NY A 6219 Barra (R)
 Title: Workers' Compensation Benefits Lump Sum Payments
 Summary: Includes workers' compensation benefits among the lump sum payments subject to the lien of the department of social services for repayment of public assistance.
 Status: 02/26/2009: Introduced. To Assembly Committee on Social Services.

NY A 6457 Ortiz (D)
 Title: Veterans Special Disability Fund
 Summary: Amends the Workers' Compensation Law; establishes the Veterans' Special Disability Fund to provide incentives to employer to hire veterans who have sustained an injury or physical impairment during military active duty; provides that an employer or the employer's insurance carrier may file a claim for reimbursement from the fund for wages paid to eligible employees; imposes an assessment on insurance carriers.
 Status: 03/04/2009: Introduced. To Assembly Committee on Labor.

NY A 6563 Weprin (D)
 Title: Admissibility of Itemized Bills as Evidence
 Summary: Amends the Civil Practice Law and Rules; modifies the limit on the amount of an itemized bill for services, supplies, or repairs which may be used as prima facie evidence of damages; provides for the use of itemized bills relating to supplies and services of medical facilities and providers paid by Workers' Compensation, automobile no fault insurance carriers, health insurance carriers, and other third-party payers, including Blue Cross, Medicare and Medicaid.
 Status: 05/18/2009: Amended in Assembly Committee on Codes.

NY A 6606 Burling (R)
 Title: Insurance Coverage of Person Exposed to Bodily Fluids
 Summary: Provides that medical care and treatment, including diagnosis and medicine, given to a state civilian employee of a correctional facility after he or she comes into contact with or is exposed to the blood or other bodily fluids of another person shall be the responsibility of the insurance carrier of the appropriate correctional facility district.
 Status: 03/06/2009: Introduced. To Assembly Committee on Labor.

NY A 6992 Gianaris (D)
 Title: Prescription Prices

Summary: Relates to prescription prices and pharmacies for injured employees; pharmacy must submit and publish prices for all available medicines, including all management fees that are paid for pharmacy services.
Status: 03/18/2009: Introduced. To Assembly Committee on Labor.

NY A 7122 Spano (R)
Title: Time for Filing World Trade Center Injury Claims
Summary: Extends the time for filing a notice of claim for injuries suffered as a result of participation in the World Trade Center rescue, recovery, or cleanup operations.
Status: 09/16/2009: Signed by Governor. Chapter No. 440

NY A 7680 Meng (D)
Title: Request of Full Board Review of Panel Decisions
Summary: Relates to Workers' Compensation Law; relates to setting a time limit for requesting full board review of unanimous board panel decisions on awards.
Status: 04/21/2009: Introduced. To Assembly Committee on Labor.

NY A 7767 Kellner (D)
Title: Protection in the Workplace
Summary: Enacts the protection in the workplace act; provides that injuries to employees as a result of the commission of a sexual offense shall entitle such employee to all rights and benefits available pursuant to the workers' compensation law and, in addition, shall permit such employee to pursue any other remedies available at law or in equity; clarifies that workers' compensation should be exclusive remedy except when the employee suffers personal injury as a result of a sexual offense.
Status: 04/23/2009: Introduced. To Assembly Committee on Labor.

NY A 7796 Jaffee (D)
Title: Heart Disease
Summary: Relates to applications for disability retirement allowances made by or on behalf of a member of the New York State and Local Employees Retirement System or the New York State and Local Police and Fire Retirement System; provides that an application for a disability allowance that is based on an incapacity caused by a disease of the heart shall not be required to establish that a member sustained an accident or other incident related to the performance and discharge of duty.
Status: 04/24/2009: Introduced. To Assembly Committee on Governmental Employees.

NY A 8151 Nolan (D)
Title: Weekly Benefit for Disabled Employees
Summary: Relates to workers' compensation; provides that the weekly benefit which a disabled employee is entitled to receive for disability commencing on or after July 1, 2010 and prior to July 1, 2011 such benefit shall be one-half of the employee's weekly wage, but in no case shall such benefit exceed a specific amount; provides that on and after July 1, 2011 the benefit shall be one-half of the employee's weekly wage, but in no case shall such benefit exceed a certain amount.
Status: 05/06/2009: Introduced. To Assembly Committee on Labor.

NY A 8298 John (D)
Title: Cancer Coverage for Volunteer Firefighters
Summary: Relates to the expansion of coverage for volunteer firefighters for cancer of the digestive, hematological, lymphatic, urinary, and prostate systems.
Status: 05/13/2009: Introduced. To Assembly Committee on Local Governments.

NY A 8510 Abbate (D)
Title: Retirement Service Credit
Summary: Provides that certain retirement system members shall be eligible for service credit while on leave resulting from an occupations injury or disease found to be compensable by the workers' compensation board.

Status: 06/02/2009: From Assembly Committee on Governmental Employees. To Assembly Committee on Ways and Means.

- NY A 8516 Russell (D)
Title: Volunteer Firefighters Incurred Lung Disabilities
Summary: Extends provisions of law relating to creating a presumption of certain lung disabilities incurred by volunteer firefighters.
Status: 05/26/2009: Introduced. To Assembly Committee on Local Governments.
- NY A 8602 Abbate (D)
Title: Continuous Coverage for Spouse of Public Employee
Summary: Provides continuous coverage at the same rate to spouse or dependents of public employees who are injured in the performance of duty or taken ill as a result of a performance of duty until such time as the member has returned to active service, has separated from service or retires.
Status: 05/29/2009: Introduced. To Assembly Committee on Governmental Employees.
- NY A 8716 Ball (R)
Title: Atomic Veterans Act of 2009
Summary: Enacts the "atomic veterans act of 2009" by establishing the "atomic veterans medal" for members of the armed forces or organized militia exposed to ionizing radiation as a result of atomic weapons tests conducted by the United States between 1945 and 1963; provides for assistance to such veterans with regard to filing claims under the Radiation Exposure Compensation Act.
Status: 06/04/2009: Introduced. To Assembly Committee on Veterans Affairs.
- NY A 8742 Silver (D)
Title: Workers' Compensation Benefits Provisions
Summary: Provides workers' compensation benefits for injury or sickness, pregnancy or family leave; applies to an employee and to family members taking family leave to care for an employee.
Status: 06/05/2009: Introduced. To Assembly Committee on Labor.
- NY S 217 Kruger (D)
Title: Chronic Pain Disorder
Summary: Adds chronic pain disorder as a justifiable ailment for which one may receive compensatory payments under the Worker's Compensation Law.
Status: 01/07/2009: Introduced. To Senate Committee on Labor.
- NY S 461 Kruger (D)
Title: Veteran Eligibility for Housing Company Projects
Summary: Excludes a veteran's disability benefits paid by the federal government to veterans for a service connected disability from the computation of probable aggregate annual income for purposes of determining the eligibility at such veteran for admission to limited-profit housing company projects.
Status: 01/07/2009: Introduced. To Senate Committee on Housing, Construction and Community Development.
- NY S 508 Lanza (R)
Title: Eligibility for Workers Compensation
Summary: Provides for presumptive eligibility for workers' compensation benefits for certain persons engaged in World Trade Center rescue, recovery, or cleanup operations; requires having passed a physical examination for entry into public service which did not disclose the basis for the disability; sets criteria for qualifying for and qualifying condition or impairment of health; defines applicable work sites; establishes procedure for filing for claims.
Status: 01/07/2009: Introduced. To Senate Committee on Labor.
- NY S 528 Alesi (R)
Title: Disability Benefits for Disabled Firefighters

Summary: Relates to permanent total disability benefits received by disabled volunteer firefighters; provides for a cost-of-living adjustment to such benefits.
Status: 01/07/2009: Introduced. To Senate Committee on Local Government.

NY S 530 Alesi (R)
Title: Workers Compensation for Occupational Disease
Summary: Exempts from workers' compensation coverage an injury or occupational disease sustained in the perpetration by the employee of a felony or misdemeanor for which the employee is convicted.
Status: 01/07/2009: Introduced. To Senate Committee on Labor.

NY S 776 Alesi (R)
Title: Permanent Total Disability Benefits
Summary: Increases permanent total disability benefits for volunteer firefighters and ambulance workers from four hundred dollars to four hundred fifty dollars.
Status: 01/15/2009: Introduced. To Senate Committee on Local Government.

NY S 1795 Duane (D)
Title: Protection in the Workplace Act
Summary: Enacts the Protection in the Workplace Act; provides that injuries to employees as a result of the commission of a sexual offense shall entitle such employee to all rights and benefits available pursuant to the workers' compensation law and, in addition, shall permit such employee to pursue any other remedies available at law or in equity; clarifies that workers' compensation should be exclusive remedy except when the employee suffers personal injury.
Status: 02/06/2009: Introduced. To Senate Committee on Labor.

NY S 1824 Morahan (R)
Title: Temporary Disability Benefits
Summary: Amends the Workers' Compensation Law and the Insurance Law; provides for paid family leave benefits.
Status: 02/09/2009: Introduced. To Senate Committee on Labor.

NY S 2173 Diaz Ru (D)
Title: New York Black Car Operators Injury Fund
Summary: Relates to the Workers' Compensation Law; relates to workers' compensation benefits secured by the New York Black Car Operators' Injury Compensation Fund, Inc.
Status: 02/13/2009: Introduced. To Senate Committee on Finance.

NY S 2351 Sampson (D)
Title: Disability Benefits
Summary: Requires persons or entities providing benefits in the event of disability to not impose "onerous or unreasonable conditions" for the payment or continued payment of benefits thereunder, and provides for the enforcement thereof including actual damages, interest and penalties, reasonable costs and attorney's fees, and in the court's discretion, exemplary damages; exempts worker's compensation and NYS disability insurance.
Status: 02/18/2009: Introduced. To Senate Committee on Judiciary.

NY S 2364 Onorato (D)
Title: Workers Compensation Medical Provider
Summary: Permits any medical provider authorized by the workers' compensation board to treat injured workers.
Status: 02/19/2009: Introduced. To Senate Committee on Labor.

NY S 2557 Addabbo (D)
Title: Heart Presumption for Peace Officers Parole Division
Summary: Adds a heart presumption for peace officers of the Division of Parole who are members of the New York State and Local Employees Retirement System; relates to benefits payable to, or on

behalf of, certain employees of the Division of Parole injured or killed in the performance of duty.
Status: 02/24/2009: Introduced. To Senate Committee on Civil Service and Pensions.

- NY S 2669 Morahan (R)
Title: Disability Examinations
Summary: Provides that if a practitioner shall find no disability while performing an independent medical examination then such practitioner, or another member of a preferred provider organization or managed care provider to which the practitioner belongs is not eligible to perform any subsequent independent medical examination of the claimant for the original claim or any new claim.
Status: 02/26/2009: Introduced. To Senate Committee on Labor.
- NY S 2732 LaValle (R)
Title: Lyme Disease
Summary: Includes Lyme Disease (Lyme Borreliosis) as an occupational disease which is compensable under the workers' compensation law.
Status: 02/27/2009: Introduced. To Senate Committee on Labor.
- NY S 2776 Onorato (D)
Title: Lump Sum Workers' Compensation Payments
Summary: Provides that certain workers' compensation payments may be made in one lump sum without commutation to a present value amount.
Status: 07/16/2009: Substituted by A 2021.
- NY S 2781 Onorato (D)
Title: Permanent Total Disability
Summary: Relates to permanent total disability.
Status: 03/02/2009: Introduced. To Senate Committee on Labor.
- NY S 2978 Savino (D)
Title: Prescription Prices for Injured Employees
Summary: Relates to prescription prices and pharmacies for injured employees; pharmacy must submit and publish prices for all available medicines, including all management fees that are paid for pharmacy services.
Status: 03/09/2009: Introduced.
- NY S 3273 Nozzolio (R)
Title: Certain Religious Sects
Summary: Provides members of certain religious sects and their immediate families shall not be included in the definition of the term "employees" for workers' compensation purposes.
Status: 03/13/2009: Introduced. To Senate Committee on Labor.
- NY S 3325 Stewart-Cousins (D)
Title: Claims for Injury in World Trade Center Rescue
Summary: Extends the time for filing a notice of claim for injuries suffered as a result of participation in the World Trade Center rescue, recovery, or cleanup operations and sustained such injuries during such participation.
Status: 07/16/2009: Substituted by A 7122.
- NY S 3381 Onorato (D)
Title: Workers Compensation Board Panel Decisions
Summary: Relates to Workers' Compensation Law; relates to setting a time limit for requesting full board review of unanimous board panel decisions.
Status: 03/17/2009: Introduced. To Senate Committee on Labor.
- NY S 3382 Onorato (D)
Title: Independent medical Examination Reports

Summary: Relates to eliminating the requirement that copies of the report of independent medical examination must be submitted to all parties in the same manner.
Status: 03/17/2009: Introduced. To Senate Committee on Labor.

NY S 3779 Hassell-Thompso (D)
Title: Livery Driver Benefit Fund
Summary: Relates to the Livery Driver Benefit Fund; authorizes the chair of the workers' compensation board to review and approve certain affirmations ; provides that any monetary penalty imposed to be retained by the workers' compensation board.
Status: 07/15/2009: Transferred to Senate Committee on Rules.

NY S 3908 Duane (D)
Title: Certified Nurse Practitioners
Summary: Authorizes as a pilot program certified nurse practitioners to provide care and treatment to injured employees pursuant to the provisions of the workers' compensation law; establishes a nurse practitioner committee to regulate the practice of nurse practitioners under such law; makes it a misdemeanor to violate provisions relating to fees which may be collected by nurse practitioners.
Status: 04/03/2009: Introduced. To Senate Committee on Labor.

NY S 4074 Addabbo (D)
Title: Workers Compensation Benefits for Family Care
Summary: Provides workers' compensation benefits for family care; applies to employee and family member's taking family leave to care for the employee.
Status: 04/09/2009: Introduced. To Senate Committee on Labor.

NY S 4371 LaValle (R)
Title: Lung Disabilities
Summary: Revives the presumption relating to certain lung disabilities incurred by firefighters.
Status: 04/22/2009: Introduced. To Senate Committee on Civil Service and Pensions.

NY S 4482 Adams (D)
Title: Suicide of a Police Officer
Summary: Relates to the suicide of a police officer due to the stress of the occupation.
Status: 04/23/2009: Introduced. To Senate Committee on Insurance.

NY S 4616 Onorato (D)
Title: Police Officer
Summary: Provides that exposure of a police officer (including corrections officers) to significant risk of HIV infection in the course of the performance of his or her duties is presumptive evidence that any HIV illness resulting was so incurred; any police officer so contracting HIV illness to be paid his or her salary and medical expenses; authorizes public health officers to test the person exposing the police officer to the risk for HIV; applies to all police and peace officers employed by the state.
Status: 04/24/2009: Introduced. To Senate Committee on Local Government.

NY S 4763 Savino (D)
Title: Payment to State Police with Injuries or Illness
Summary: Provides for payment of salary, wages, medical and hospital expenses of members of the state police with injuries or illness incurred in the performance of their duties.
Status: 05/26/2009: From Senate Committee on Civil Service and Pensions. To Senate Committee on Finance.

NY S 4850 Leibell (R)
Title: Weekly Benefit For Disabled Employees Provisions
Summary: Provides that the weekly benefit which a disabled employee is entitled to receive for disability commencing on or after July 1, 2010 and prior to July 1, 2011 such benefit shall be one-half of the

employee's weekly wage, but in no case shall such benefit exceed \$380; provides that on and after July 1, 2011 the benefit shall be one-half of the employee's weekly wage, but in no case shall such benefit exceed \$440.

Status: 04/27/2009: Introduced. To Senate Committee on Labor.

- NY S 4987 Foley (D)
Title: Volunteer Firefighters
Summary: Relates to the expansion of coverage for volunteer firefighters for cancer of the digestive, hematological, lymphatic, urinary, and prostate systems.
Status: 04/27/2009: Introduced. To Senate Committee on Local Government.
- NY S 5024 Savino (D)
Title: Commissioner of Health
Summary: Directs the commissioner of health to establish, promote and maintain a bladder cancer screening program for firefighters in order to encourage such firefighters to seek medical care for the prevention or treatment of any malignant conditions resulting from occupational exposure to hazardous materials; requires an annual report to be submitted to the legislature concerning findings and recommendations for the special programs.
Status: 04/27/2009: Introduced. To Senate Committee on Health.
- NY S 5108 Savino (D)
Title: Uninterrupted Payment of Disability Benefits
Summary: Provides for the uninterrupted payment of disability benefits; requires adequate notice and time to respond to inquiries for continued benefits.
Status: 04/27/2009: Introduced. To Senate Committee on Labor.
- NY S 5109 Savino (D)
Title: Damages Against a Contractor
Summary: Creates an action for damages against a contractor for failure to pay prevailing wages or taxes, contributions, assessments, or benefits.
Status: 04/27/2009: Introduced. To Senate Committee on Labor.
- NY S 5114 Foley (D)
Title: Lung Disabilities and Firemen
Summary: Extends provisions of law relating to creating a presumption of certain lung disabilities incurred by volunteer firefighters.
Status: 04/27/2009: Introduced. To Senate Committee on Local Government.
- NY S 5196 Savino (D)
Title: Disability Benefits Law
Summary: Amends the disability benefits law to include domestic partners in certain provisions and defines the term domestic partner; adds reference to domestic partner in provisions relating to voluntary coverage and disposition of accrued benefits upon death; defines domestic partner as a person at least 18 years old who is either dependent upon the employee for support, or who has registered as the domestic partner of the employee with any registry of domestic partnerships.
Status: 04/27/2009: Introduced. To Senate Committee on Labor.
- NY S 5201 Savino (D)
Title: Vehicle Repair Shops
Summary: Includes certain workers in New York city vehicle repair shops within the definition of participant in World Trade Center rescue, recovery or cleanup operations.
Status: 04/27/2009: Introduced. To Senate Committee on Labor.
- NY S 5233 Savino (D)
Title: Chiropractic Care

Summary: Requires the availability of and reimbursement for chiropractic care under the workers' compensation law to be provided on the same basis as care by a physician under such law.
Status: 04/27/2009: Introduced. To Senate Committee on Labor.

NY S 5262 Sampson (D)
Title: Bills and Invoices Used as Prima Facie Evidence
Summary: Provides that itemized bills or invoices, receipted or marked paid, for services, supplies or repairs of an amount not in excess of ten thousand dollars are admissible in evidence and are prima facie evidence of the reasonable value and necessity of such services, supplies or repairs itemized therein in any civil action.
Status: 05/18/2009: Amended in Senate Committee on Codes.

NY S 5704 Savino (D)
Title: Continued Coverage For Surviving Public Employee Spouse
Summary: Provides continuous coverage at the same rate to spouse or dependents of public employees who are injured in the performance of duty or taken ill as a result of a performance of duty until such time as the member has returned to active service, has separated from service or retires.
Status: 05/28/2009: Introduced. To Senate Committee on Civil Service and Pensions.

NY S 5791 Savino (D)
Title: Workers' Compensation Benefits Provisions
Summary: Provides workers' compensation benefits for injury or sickness, pregnancy or family leave; applies to an employee and to family members taking family leave to care for an employee.
Status: 06/05/2009: Introduced. To Senate Committee on Rules.

NORTH CAROLINA

NC H 805 Glazier (D)
Title: Workers Compensation Income Calculation
Summary: Provides that an employers contributions to an employees retirement accounts are included in the calculation of average weekly wage under the Workers Compensation Act.
Status: 03/26/2009: Introduced. To House Committee on Commerce, Small Business and Entrepreneurship.

NC H 1022 Goforth (D)
Title: Workers Compensation and Total Disability
Summary: Relates to the duration of the compensation for temporary total disability under the Workers' Compensation Act.
Status: 05/11/2009: From House Committee on Insurance: Reported favorably with substitute. In House. Insurance committee substitute adopted on House floor. Re-referred to House Committee on Judiciary II.

NC H 1458 Stewart (D)
Title: Insurance Guaranty Association Limits
Summary: Raises the liability cap of the workers compensation insurance guaranty association to the level recommended by the current version of the Model Act and to make other conforming changes.
Status: 04/13/2009: Introduced. To House Committee on Insurance.

NC H 1465 Folwell (R)
Title: Business Recovery Act
Summary: Substitutes uninsured or underinsured motorist coverage for workers compensation coverage when an employee is injured or killed in an employer's vehicle due to the negligence of an underinsured or uninsured third party.
Status: 04/13/2009: Introduced. To House Committee on Transportation.

NC S 639 Berger P (R)

Title: Workers Compensation Claim Deadline
Summary: Clarifies the deadline for filing claims with the insurance guaranty association for benefits under a workers compensation insurance coverage.
Status: 03/18/2009: Introduced. To Senate Committee on Judiciary II.

NC S 975 Apodaca (R)
Title: Workers Compensation and Total Disability
Summary: Relates to the duration of the compensation for total disability under the Workers Compensation Act.
Status: 03/26/2009: Introduced. To Senate Committee on Commerce.

NORTH DAKOTA

ND H 1021 House Appropriations Committee
Title: Workforce Safety and Insurance
Summary: Provides an appropriation for defraying expenses of workforce safety and insurance from the workforce safety and insurance fund in the state treasury; provides an appropriation for additional full-time equivalent positions for workforce safety and insurance; provides a continuing appropriation for litigation expenses relating to employer and medical provider issues.
Status: 08/18/2009: Chapter Number 21

ND H 1035 Legislative Council
Title: Workforce Safety and Insurance Reserve Level
Summary: Relates to the Workforce Safety and Insurance Organization; requires that the organization maintain adequate financial reserves to ensure the solvency of the Workforce Safety and Insurance fund and the payment of future benefit obligations; provides that if the level of financial reserves plus available surplus is below a certain percentage of the actuarially established discounted reserve the organization may not issue premium dividends and shall modify recommended premium rate levels.
Status: 08/18/2009: Chapter Number 614

ND H 1037 Legislative Council
Title: Insurance Independent Performance Evaluation
Summary: Requires that the biennial independent performance evaluation of the Workforce Safety and Insurance Organization address performance measurements, including a review of trends in workplace injuries; provides a continuing appropriation to the workforce safety and insurance fraud unit.
Status: 08/18/2009: Chapter Number 616

ND H 1061 Legislative Council
Title: Workers Compensation Coverage
Summary: Expands the workers' compensation coverage of artificial members by expanding the definition of artificial members to include a prescriptive device that is an aid for a natural part, organ, limb, or other part of the body if the damage to the prescriptive device is accompanied by an injury to the body; provides that a prescriptive device includes prescription eyeglasses, contact lenses, dental braces and orthopedic braces.
Status: 08/18/2009: Chapter Number 607

ND H 1062 Legislative Council
Title: Workers Compensation Rehabilitation Services
Summary: Expands workers' compensation rehabilitation awards by allowing Workforce Safety and Insurance to provide an additional 20 weeks of benefits for injured employees participating in retraining programs; provides an additional two months of benefits while the injured employee is participating in work-search activities; directs Workforce Safety and Insurance to implement a system of pilot programs to assess alternative methods of providing rehabilitation services.
Status: 08/18/2009: Chapter Number 629

ND H 1063 Legislative Council
Title: Workforce Safety and Insurance Coverage
Summary: Limits the circumstances under which Workforce Safety and Insurance may deny medical coverage or recoup medical payments.
Status: 08/18/2009: Chapter Number 626

ND H 1064 Legislative Council
Title: Cost Of Living Adjustments
Summary: Relates to cost of living adjustment for workers' compensation total disability benefits; shortens the period of time after which an injured employee receiving temporary total disability benefits or permanent total disability benefits qualifies for supplementary benefits; shortens the period of time an injured employee is required to be off wage-loss benefits before Workforce Safety and Insurance recalculates benefits.
Status: 08/18/2009: Chapter Number 621

ND H 1073 House Human Services Committee
Title: Uniform Emergency Volunteer Health Practitioners Act
Summary: Adopts the Uniform Emergency Health Practitioners Act; establishes authority of the Department of Emergency Services; provides for confirmation of volunteer practitioners through a registration system that includes information about practitioner licensure; authorizes a host entity to restrict health or veterinary services a volunteer may provide; establishes limitations on civil liability for practitioners; authorizes worker's compensation coverage for practitioners.
Status: 08/18/2009: Chapter Number 310

ND H 1101 House Industry, Business and Labor Committee
Title: Workers Compensation Benefits
Summary: Relates to workers' compensation dependency allowances, pre-acceptance disability benefits, maximum disability benefits, travel and other reimbursement for seeking and obtaining medical care, death benefits, and burial expenses.
Status: 08/18/2009: Chapter Number 619

ND H 1151 House Industry, Business and Labor Committee
Title: Employee and Employer Rules and Definitions
Summary: Relates to the reporting requirements in safety grant programs; provides for definition of wages, information fund, confidentiality of employer files and penalties applied to medical expense assessments for workforce safety and insurance purposes; repeals the Century Code relating to the rules for mine foremen; provides that as a term of award of a grant, a recipient authorizes the organization to disclose the name of the award recipient and the amount of the award received.
Status: 08/18/2009: Chapter Number 608

ND H 1160 House Industry, Business and Labor Committee
Title: Workforce Safety
Summary: Relates to examination of workforce safety and insurance by the Insurance Commissioner.
Status: 02/11/2009: Failed to pass House.

ND H 1201 Keiser (R)
Title: Workforce Safety Agency Name Change
Summary: Relates to changing the name of the workforce safety and insurance office of independent review.
Status: 08/18/2009: Chapter Number 612

ND H 1205 Keiser (R)
Title: Structured Settlement Transfers
Summary: Provides procedures to be followed when providing an agreement for the transfer of structured settlements; relates to an annuity issuer, cross advance amount, discounted present value as relates to the present value of future payments, court costs, required disclosures by transferee, liability

and tax consequences of a transfer; provides that a settled claim means the original tort claim or workers' compensation claim resolved by a structured settlement.
Status: 08/18/2009: Chapter Number 286

ND H 1247 Amerman (D)
Title: Workers Compensation Dependency Allowances
Summary: Increases the dependency allowance portion of workers' compensation benefits that must be paid for each child of the employee.
Status: 02/11/2009: Failed to pass House.

ND H 1408 Ruby (R)
Title: Workers Compensation Insurance
Summary: Relates to allowing employers to self-insure for workers' compensation coverage.
Status: 02/11/2009: Failed to pass House.

ND H 1410 Wald (R)
Title: Workers Compensation Offset
Summary: Relates to workers' compensation offset for Social Security retirement benefits.
Status: 02/11/2009: Failed to pass House.

ND H 1427 Thorpe (D)
Title: Workers Compensation
Summary: Relates to an injured worker's request for workers' compensation to exercise continuing jurisdiction.
Status: 02/11/2009: Failed to pass House.

ND H 1430 Thoreson (R)
Title: Asbestos Related Liabilities
Summary: Relates to successor corporations, asbestos related claims, limitations and liabilities as the result of a merger or consolidation; provides for an innocent successor corporation; provides that limitations do not apply to certain workers' compensation benefits; provides that certain limitations do not apply to a claim against a corporation that does not constitute a successor asbestos-related liability, an obligation under the National Labor Relations Act or a collective bargaining agreement.
Status: 08/18/2009: Chapter Number 290

ND H 1455 Thorpe (D)
Title: Workers Compensation Benefits
Summary: Relates to workers' compensation benefits for surviving spouses of permanently and totally disabled injured employees; relates to surviving spouses of workforce safety and insurance claimants who die after the effective date of this Act..
Status: 08/18/2009: Chapter Number 627

ND H 1525 Amerman (D)
Title: Workers Compensation Retirement Presumption
Summary: Provides for a workforce safety and insurance study of post-retirement benefits within the workers' compensation system; provides for a study of the additional benefits payable benefit structure that comprises the post-retirement benefits available to an individual whose disability benefits end at the time of social security retirement eligibility.
Status: 08/18/2009: Chapter Number 613

ND H 1542 Zaiser (D)
Title: Workers Compensation Claims
Summary: Relates to construction of workers' compensation claims.
Status: 02/11/2009: Failed to pass House.

ND H 1561 Schneider J (D)
Title: Doctors Workers Compensation Opinion
Summary: Relates to a treating doctor's opinion in workers' compensation decisions; relates to appeals; does not apply to managed care programs; provides that if the organization does not give an injured employee's treating doctor's opinion controlling weight, the organization shall establish that the treating doctor's opinion is not well-supported by medically acceptable clinical and laboratory diagnostic techniques; relates to appearance of bias.
Status: 08/18/2009: Chapter Number 620

ND HCR 3008 Keiser (R)
Title: Workers Compensation Laws
Summary: Directs the Legislative Council to study workers' compensation laws in this state and other states with respect to prior injuries, preexisting conditions, and degenerative conditions.
Status: 04/10/2009: Passed Senate.

ND HCR 3013 Zaiser (D)
Title: Injured Employee Legal Representation
Summary: Directs the Legislative Council to study the availability of legal representation to assist injured employees in understanding and pursuing Workforce Safety and Insurance Decisions.
Status: 04/10/2009: Passed Senate.

ND S 2055 Legislative Council
Title: Workers Compensation Fire and Policy Presumptions
Summary: Clarifies the burden of proof under workers' compensation law provides a presumption for firefighters and law enforcement officers; provides that the presumption that the impairment is work-related can be overcome by clear and convincing evidence, rather than by competent evidence, that the impairment is not work-related.
Status: 08/18/2009: Chapter Number 610

ND S 2056 Legislative Council
Title: Workers Compensation Mileage Reimbursement
Summary: Amends workers' compensation calculation for medical travel mileage reimbursement to an injured employee so actual mileage is used to compute the reimbursement instead of using city limit to city limit mileage.
Status: 08/18/2009: Chapter Number 623

ND S 2057 Legislative Council
Title: Workers Compensation Permanent Partial Impairment
Summary: Provides a scheduled workers' compensation permanent partial impairment award for impairment of vision.
Status: 08/18/2009: Chapter Number 622

ND S 2058 Legislative Council
Title: Workers Compensation Independent Examination
Summary: Provides a distinction between a Workforce Safety and Insurance independent medical examination, which contemplates an actual examination of an injured employee, and an independent record review, which contemplates a file review of an employee's medical records.
Status: 08/18/2009: Chapter Number 615

ND S 2059 Legislative Council
Title: Workforce Safety and Insurance Independent Review
Summary: Provides for Workforce Safety and Insurance to pay an injured employee's attorney's fees and costs for a case review or settlement proposal; allows an injured employee who uses the services of the Office of Independent Review to be eligible for payment for costs associated with an attorney consultation before an administrative hearing is held.
Status: 08/18/2009: Chapter Number 617

ND S 2071 Lee J (R)
Title: Workers Compensation
Summary: Relates to the workers' compensation presumption of employment for an individual operating a licensed commercial truck or tractor for a motor carrier of property; provides that the presumption of employment is rebuffed if specified factors are present.
Status: 08/18/2009: Chapter Number 609

ND S 2310 Nothing (R)
Title: Workers Compensation Law
Summary: Relates to construction of workers' compensation law; relates to civil action or civil claims; provides that the title must be construed to avoid forfeiture and to afford relief.
Status: 03/05/2009: Failed to pass House.

ND S 2386 Behm (D)
Title: Workers Compensation Definitions
Summary: Relates to workers' compensation definitions for compensable injury, permanent total disability, and temporary total disability and workers' compensation aggravation awards.
Status: 02/06/2009: Failed to pass Senate.

ND S 2419 O'Connell (D)
Title: Workers Compensation
Summary: Relates to worker's compensation vocational rehabilitation awards; relates to a portion of the rehabilitation allowance for expenses associated with maintaining a second domicile or for travel associated with attendance at a school or training institution.
Status: 08/18/2009: Chapter Number 630

ND S 2426 O'Connell (D)
Title: Workers Compensation
Summary: Relates to repealed reference to the workers' compensation retirement presumption; relates to reduction of workers' compensation benefits when an injured employee attains retirement age.
Status: 03/09/2009: Failed to pass House.

ND S 2430 O'Connell (D)
Title: Workers Compensation
Summary: Relates to the duration of workers' compensation temporary partial disability benefits.
Status: 02/10/2009: Failed to pass Senate.

ND S 2431 O'Connell (D)
Title: Independent Medical Examinations
Summary: Relates to independent medical examinations required by workforce safety and insurance; provides that an organization shall designate a duly qualified doctor to conduct the examination before designating a duly qualified doctor licensed in another state or shall make a reasonable effort to designate a duly qualified doctor licensed in a state other than the employee's state of residence if the examination is conducted at a site within a specified distance from the employee's residence.
Status: 08/18/2009: Chapter Number 624

ND S 2432 O'Connell (D)
Title: Preferred Providers
Summary: Relates to preferred providers for work related injuries; amends the number of days after a work injury for an employee to make a written request to the employer and organization to change providers.
Status: 08/18/2009: Chapter Number 625

ND S 2433 O'Connell (D)

Title: Disabled Work Searches
Summary: Relates to work searches by disabled workers; provides that when the first appropriate vocational rehabilitation option is identified for an employee, the organization shall notify the employee of the obligation to make a good-faith work search or good-faith work trial and to provide information to the employee regarding reinstatement of benefits if the work search or work trial is unsuccessful.
Status: 08/18/2009: Chapter Number 628

ND S 2434 O'Connell (D)
Title: Workers Compensation
Summary: Relates to reapplication for workers' compensation disability benefits.
Status: 02/06/2009: Failed to pass Senate.

ND S 2435 O'Connell (D)
Title: Workforce Safety and Insurance Jurisdiction
Summary: Relates to the exercise of continuing jurisdiction by workforce safety and insurance.
Status: 02/06/2009: Failed to pass Senate.

OHIO

OH H 15 Sykes V (D)
Title: Workers Compensation Funds
Summary: Creates the Deputy Inspector General for the Bureau of Workers' Compensation and Industrial Commission Fund; makes appropriations for the Bureau of Workers' Compensation; provides authorization and conditions for operation of the Bureau's programs; provides for investigation of wrongful acts or omissions by the bureau of workers' compensation and the industrial commission; provides for transfer of surplus funds.
Status: 06/30/2009: Conference Committee Report adopted by House. Conference Committee Report adopted by Senate. Enrolled. Eligible for Governor's desk. To Governor. Line Item Vetoed by Governor. Session Law No. 2009-3

OH H 246 Yuko (D)
Title: Public Safety Personnel and Workers Compensation
Summary: Provides that a firefighter, police officer, or public emergency medical services worker who is disabled as a result of specified types of cancer or certain contagious or infectious diseases is presumed for purposes of the Laws governing workers' compensation and the Ohio Police and Fire Pension Fund to have incurred the disease while performing official duties as a firefighter, police officer, or public emergency medical services worker.
Status: 07/01/2009: From House Committee on Rules and Reference: Recommended referral. To House Committee on Aging and Disability Services.

OH H 249 Heard (D)
Title: Workers Compensation Records Journalist Request Method
Summary: Clarifies the method by which journalists may request Bureau of Workers' Compensation Records for multiple claimants, add to the definition of "journalist," and allow a person to solicit authority from a claimant or employer to represent the claimant or employer in any claim or appeal filed with the Bureau.
Status: 07/08/2009: From House Committee on Rules and Reference: Recommended referral. To House Committee on Civil and Commercial Law.

OH S 94 Patton (R)
Title: Firefighter and Police Officer and Emergency Worker
Summary: Provides that a firefighter, police officer, or public emergency medical services worker who is disabled as a result of specified types of cancer or certain contagious or infectious diseases is presumed for purposes of the Laws governing workers' compensation and the Ohio Police and Fire Pension Fund to have incurred the disease while performing official duties as a firefighter, police

officer, or public emergency medical services worker.
Status: 04/21/2009: From Senate Committee on Reference: Recommended referral. To Senate Committee on Insurance, Commerce and Labor.

OKLAHOMA

- OK H 1003 Kern (R)
Title: Workers' Compensation
Summary: Clarifies that certain small employers whose employees are related by blood or marriage to the employer, a partner in a partnership, a member of a limited liability company, or the incorporator of a corporation, are exempt from provisions of the Workers' Compensation Act.
Status: 05/29/2009: Chapter No. 213
- OK H 1600 Sullivan (R)
Title: Workers' Compensation
Summary: Relates to workers' compensation; relates to schedule of compensation; modifies eligibility for extension of benefits in certain circumstances; provides for maximum time limit of temporary total compensation for soft tissue injury; provides an effective date.
Status: 05/12/2009: Vetoed by Governor.
- OK H 1611 Sullivan (R)
Title: Workers' Compensation
Summary: Relates to workers' compensation; relates to schedule of compensation; modifies eligibility for extension of benefits in certain circumstances; provides for maximum time limit of temporary total compensation for soft tissue injury; provides an effective date.
Status: 02/18/2009: Withdrawn from House Committee on Rules. To House Committee on Economic Development and Financial Services.
- OK H 1685 Scott (D)
Title: Labor
Summary: Relates to labor; provides for legislative findings; states purpose; defines terms; makes certain actions unlawful; provides for employer and employee liability; provides defenses; provides remedies for employer violations; provides for a private right of action; provides certain time limitation for commencing action; provides scope of remedies; modifies workers' compensation remedies under certain circumstances; provides for codification.
Status: 02/03/2009: To House Committee on Economic Development and Financial Services.
- OK H 1962 Bengé (R)
Title: Workers' Compensation
Summary: Relates to workers' compensation; creates the Twenty-four-hour Pilot Insurance Program; states duration of pilot program; states purpose; provides for certain treatment without payment of deductibles, co-payments, or share of the premium; requires coverage of certain dependents; provides exceptions; defines terms; requires Insurance Commissioner to develop and promulgate certain rules; allows for combination of certain insurers.
Status: 02/03/2009: To House Committee on Economic Development and Financial Services.
- OK H 2190 Moore L (R)
Title: Workers' Compensation
Summary: Relates to workers' compensation; relates to awards of compensation; prohibits lump sum payments to attorneys for certain services or fees; provides an effective date.
Status: 02/03/2009: To House Committee on Economic Development and Financial Services.
- OK H 2210 Kiesel (D)
Title: Workers' Compensation

Summary: Relates to workers' compensation; relates to volunteer fire departments; modifies definition; provides an effective date.
Status: 03/18/2009: To Senate Committee on Judiciary.

OK S 485 Leftwich (D)
Title: Workers' Compensation
Summary: Amends provisions concerning Workers' Compensation; provides that an employer's selected physician shall have the right to examine an injured employee; provides employees not participating in a workplace medical plan with the right to select a physician to treat a work-related injury; provides for changes of physician and case managers.
Status: 02/03/2009: To Senate Committee on Judiciary.

OK S 901 Brown B (R)
Title: Workers' Compensation
Summary: Modifies the average weekly wage determination for calculating workers' compensation benefit amounts.
Status: 05/29/2009: Chapter No. 172

OK S 988 Crain (R)
Title: Workers' Compensation
Summary: Relates to workers' compensation; allows certain requirements; limits coverage; establishes resolution; provides codification; provides an effective date.
Status: 03/11/2009: Failed to pass Senate.

OK S 1234 Jolley (R)
Title: Workers' Compensation
Summary: Provides that execution of an Affidavit of Exempt Status Under the Workers' Compensation Act shall establish a rebuttable presumption that the executor is not an employee for purposes of the Workers' Compensation Act and that an individual or company possessing the affidavit is in compliance and therefore shall not be responsible for workers' compensation claims made by the executor.
Status: 05/29/2009: Chapter No. 177

OREGON

OR H 2044 Hunt (D)
Title: Relating To Medical Services Provided To Injured Workers
Summary: Prohibits employer or insurer from directing or requiring injured worker to obtain nonemergency medical services from specific provider; exempts employer or insurer that has managed care organization contract; authorizes imposition of civil penalty of up to \$2,000 for each violation.
Status: 01/12/2009: Introduced. To House Committee on Business and Labor.

OR H 2045 Hunt (D)
Title: Relating To Persons Authorized To Make Findings Of
Summary: Authorizes chiropractic physician serving as attending physician at time of claim closure to make findings regarding impairment for purpose of evaluating injured worker's disability.
Status: 04/03/2009: Chaptered. Chapter No. 32

OR H 2046 Hunt (D)
Title: Relating To Provision Of Medical Services In Worker Comp Cases
Summary: Authorizes certain medical service providers to serve as primary care physician for injured worker enrolled in managed care plan; allows worker who becomes subject to managed care plan to continue to be treated by certain medical service providers under certain circumstances.
Status: 01/12/2009: Introduced. To House Committee on Business and Labor.

OR H 2195 Hunt (D)

Title: Vocational Rehabilitation Services
Summary: Replaces requirement for authorization of vocational service provider organizations with requirement organizations register with Department of Consumer and Business Services; allows insurers and self-insured employers to voluntarily extend payment of temporary disability payments to 21 months for injured workers receiving vocational rehabilitation services.
Status: 04/03/2009: Chaptered. Chapter No. 35

OR H 2196 Hunt (D)
Title: Workers' Compensation
Summary: Clarifies exclusive remedy provisions of workers' compensation statutes; provides for administrative review of certain matters arising under workers' compensation statutes and rules; allows medical service providers to seek resolution of medical service disputes through same process as workers, employers and insurers.
Status: 01/21/2009: To House Committee on Business and Labor.

OR H 2197 Hunt (D)
Title: Workers' Compensation
Summary: Eliminates certain statutory conflicts and redundancies; removes requirement that parties must submit medical services dispute in workers' compensation claim to Director of Department of Consumer and Business Services; limits exemption from insurance premiums and assessments for employer to three years after preferred worker is hired.
Status: 04/03/2009: Chaptered. Chapter No. 36

OR H 2420 Schaufler (D)
Title: Workers Compensation Claims
Summary: Relates to workers compensation claims for cancer by firefighters; establishes a presumption that certain cancers are compensable occupational diseases for certain nonvolunteer firefighters; requires certain cities to apply presumption to claims by nonvolunteer firefighters employed by city.
Status: 04/03/2009: Chaptered. Chapter No. 24

OR H 2577 House Judiciary Committee
Title: Workers Compensation Claims For Bloodborne Disease
Summary: Relates to workers compensation claims; establishes presumption that certain bloodborne diseases are compensable occupational diseases for public safety officers.
Status: 02/11/2009: To House Committee on Business and Labor.

OR H 2704 House Business and Labor Committee
Title: Public Employee Retirement
Summary: Eliminates offset for workers' compensation benefits in calculating disability retirement allowance payable to Tier 2 member of Public Employees Retirement System; eliminates offset for workers' compensation benefits in calculating disability benefit payable to member of Oregon Public Service Retirement Plan.
Status: 05/21/2009: Signed by Governor. Chaptered. Chapter No. 103

OR H 2705 House Business and Labor Committee
Title: Vocational Assistance for Injured Workers
Summary: Relates to workers' compensation and evaluation of eligibility for vocational assistance; requires an insurer or self-insured employer to contact a worker with a claim for a disabling compensable injury within a specified number of days after the worker has not been released for regular employment or has not returned to other suitable employment with the employer.
Status: 07/17/2009: Chaptered. Chapter No. 312

OR H 2706 House Business and Labor Committee
Title: Closure of Workers Compensation Claims

Summary: Authorizes insurer or self-insured employer to close workers' compensation claim if preponderance of medical evidence supports closure and attending physician fails to provide closing report after receiving request for report; requires expedited reconsideration of claim closure unless waived by worker.
Status: 02/20/2009: To House Committee on Business and Labor.

OR H 2707 House Business and Labor Committee
Title: Supplemental Temporary Disability Benefits
Summary: Requires an injured worker to provide, within a specified number of days of mailing a request, verifiable documentation of wages received from all subject employers of the worker to establish eligibility for supplemental temporary disability benefits; instructs the Director of the Department of Consumer and Business Services to adopt rules for payment and reimbursement of supplemental temporary disability benefits.
Status: 07/17/2009: Chaptered. Chapter No. 313

OR H 2869 Barker (D)
Title: Interpreter Services in Workers Compensation Claims
Summary: Requires Workers' Compensation Management-Labor Advisory Committee to study availability of interpreter services for workers' compensation claims and report findings to Legislative Assembly.
Status: 03/05/2009: To House Committee on Business and Labor.

OR H 3021 House Veterans and Emergency Services Committee
Title: Emergency Service Volunteer Liability
Summary: Provides that an emergency service volunteer is an agent of a public body under the Tort Claims Act with regard to acts and omissions of the volunteer during a state of emergency while the volunteer is performing services under the direction of a public body or is engaged in training; provides for workers' compensation coverage; provides for applicability to volunteer emergency health care providers, health care facilities, operators of emergency health care centers, and search and rescue volunteers.
Status: 08/20/2009: Chaptered. Chapter No. 718

OR H 3325 House Business and Labor Committee
Title: Recovery of Medical Service Costs From Injured Workers
Summary: Allows certain medical service providers to recover directly from worker cost of services not payable from proceeds of disputed claim settlement only up to amount allowable for services under medical service fee schedules for workers' compensation claims.
Status: 03/19/2009: To House Committee on Business and Labor.

OR H 3345 House Judiciary Committee
Title: Workers Compensation Claims
Summary: Modifies circumstances under which attorney fees may be awarded in workers' compensation claims; requires the adjustment of the amount of certain attorney fees based on the increase in average weekly wage; authorizes the imposition of a penalty and awards of attorney fees for the late payment of amounts due under a disputed claim settlement; directs the Workers' Compensation Management-Labor Advisory Committee to report on the effects of a specified provision in the act.
Status: 06/24/2009: Signed by Governor. Chaptered. Chapter No. 526

OR H 3480 Shields (D)
Title: Hexavalent Chromium Exposure
Summary: Authorizes the Oregon Military Department to make payments to members of the State National Guard who develop cancer as a result of exposure to hexavalent chromium during service in Iraq; appropriates moneys from the General Fund for the purposes of making such payments.
Status: 08/20/2009: Chaptered. Chapter No. 870

OR S 110 Courtney (D)

Title: Workers Compensation Death Benefits
Summary: Modifies the scope of benefits paid in workers' compensation death claims; increases the benefits available for funeral expenses; requires an insurer or self-insured employer to pay all bills submitted for such expenses within a specified time period; specifies the benefit allowance for a child or dependent who has no surviving parent; provides for the payment of certain unpaid balances to a worker's estate; makes technical corrections.
Status: 05/26/2009: Signed by Governor. Chaptered. Chapter No. 171

PENNSYLVANIA

PA H 9 McCall (D)
Title: Conservation Corps Act
Summary: Amends the Pennsylvania Conservation Corps Act. Provides that Conservation Corp crewleaders may receive paid holidays, worker's compensation coverage, health and supplemental benefits, and membership in the State Employees' Retirement System.
Status: 09/11/2009: In House. Removed from table. To House Committee on Appropriations.

PA H 12 Roebuck (D)
Title: Public School Code of 1949
Summary: Amends the Public School Code of 1949. Relates to duties and Powers of boards of school directors. Establishes parent involvement programs and policies in school districts. Relates to school finances and, provides for workers' compensation. Further provides for annual budget and for limitation on certain unreserved fund balances. Relates to grounds and buildings. Further provides for referendum or public hearing required prior to construction or lease. Provides for certification of teachers.
Status: 07/24/2009: Filed. Introduced. To House Committee on Education.

PA H 658 Sonney (R)
Title: Lottery Act
Summary: Amends the State Lottery Law. Provides for the definition of income. All income from whatever source derived, including, but not limited to, salaries, income from self-employment, alimony, support money, cash public assistance, the gross amount of any pensions or annuities, all benefits received under the Social Security Act, State unemployment insurance laws and veterans' disability payments, workmen's compensation, the principal and any interest accrued from a savings bond or property tax rebate.
Status: 02/27/2009: Filed. Introduced. To House Committee on Finance.

PA H 664 DiGirolamo (R)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Defines employee as individuals who have completed the Community Emergency Response Team program, authorized by a municipality to assist first responders in disaster assistance, volunteers to assist first responders in an emergency, injured while actively engaged in assisting first responders, and have written acknowledgments, in advance of injury, stating that the county opts to cover the individuals under this act and assumes liability for the individuals.
Status: 04/02/2009: To Senate Committee on Labor and Industry.

PA H 699 Hennessey (R)
Title: Defines Household Income
Summary: Amends the Taxpayer Relief Act. Defines household income as all income received by a claimant and the claimant's spouse while residing in the homestead during the calendar year for which a rebate is claimed. Defines income as salaries, alimony, support money, cash public assistance, the gross amount of any pensions or annuities, social security benefits, state unemployment insurance, veterans' disability payments, and workers' compensation.
Status: 03/03/2009: Introduced. To House Committee on Finance.

PA H 723 Hickernell (R)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Provides for the schedule of compensation.
Status: 03/05/2009: Introduced. To House Committee on Labor Relations.

PA H 900 Denlinger (R)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Provides for appeals concerning the State Workers' Insurance Fund. Establishes the State Workers' Insurance Appeal Board. Provides that a subscriber aggrieved by the application of the board's auditing or premium findings has the right to a hearing before the appeal board. Provides for procedures before the appeal board shall be in accordance with regulations promulgated by the department.
Status: 03/12/2009: Introduced. To House Committee on Labor Relations.

PA H 1094 White J (D)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Provides for schedules of compensation. Provides that when an employee collects total disability benefits for five hundred weeks, the employee has the right to request a resolution hearing before a workers' compensation judge.
Status: 03/25/2009: Introduced. To House Committee on Labor Relations.

PA H 1200 Buxton (D)
Title: Occupational Safety and Health
Summary: Requires public employers to protect the occupational safety and health of their employees. Provides for enforcement and penalties.
Status: 04/21/2009: Introduced. To House Committee on Labor Relations.

PA H 1231 Murphy (D)
Title: Workers Compensation Act
Summary: Amends the Workers' Compensation Act. Defines occupational disease, injury and personal injury. Provides for cancer in the occupation of firefighter that results in death occurring within 300 weeks after the last date of employment and either temporary or permanent total or partial disability after four years or more of service.
Status: 09/02/2009: To Senate Committee on Labor and Industry.

PA H 1267 Dally (R)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Defines occupational disease as Hepatitis C in the occupations of professional and volunteer firefighters, ambulance corps, rescue and lifesaving squad, emergency medical services, paramedics, State police officers, Capitol Police employed by the Department of General Services, Bureau of Narcotics Investigators employed by the Office of Attorney General, Liquor Control Enforcement Officers employed by the Pennsylvania State Police, sheriffs and deputy sheriffs.
Status: 04/16/2009: Filed. Introduced. To House Committee on Labor Relations.

PA H 1513 Harkins (D)
Title: Enforcement Officer Disability Benefits Act
Summary: Amends the Enforcement Officer Disability Benefits Act of 1935. Extends benefits to certain employees of the Pennsylvania Game Commission and the Pennsylvania Fish and Boat Commission. Makes editorial changes.
Status: 05/26/2009: Introduced. To House Committee on Game and Fisheries.

PA H 1546 Cohen (D)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Provides for schedule of compensation. Provides that the employee, his legal representative, husband or wife, parents, dependents, next of kin or anyone

otherwise are entitled to damages from a cause of action against an employer who's negligence caused injury or death to the employee. Provides that it shall not be a defense if the injury was caused by the negligence of a fellow employee or the by negligence of the employee, such as the intoxication of the employee.

Status: 05/29/2009: Introduced. To House Committee on Labor Relations.

PA S 635 Kasunic (D)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Provides for cost-of-living increases in the amount of compensation payable.
Status: 03/19/2009: Introduced. To Senate Committee on Labor and Industry.

PA S 797 Boscola (D)
Title: Workers Compensation Act
Summary: Amends the Workers' Compensation Act. Defines occupational disease. Further provides for the scope of injury, personal injury and injury arising in the course of his employment.
Status: 04/23/2009: Introduced. To Senate Committee on Labor and Industry.

PA S 823 Stack (D)
Title: Enforcement Officer Disability Benefits
Summary: Amends the Enforcement Officer Disability Benefits Act of 1935. Extends the scope of the act to certain school police officers.
Status: 05/01/2009: Introduced. To Senate Committee on Labor and Industry.

PA S 914 Erickson (R)
Title: Workers' Compensation Act
Summary: Amends the Workers' Compensation Act. Provides for the definition of employee and for the definition of volunteer emergency service provider.
Status: 06/05/2009: Introduced. To Senate Committee on Labor and Industry.

PUERTO RICO

PR H 16 Rodriguez Aguil (PNP)
Title: Health Benefit Card Rejection Notices
Summary: Requires a written notice regarding the acceptance or rejection of the health benefit card to the dependents of a police officer to be killed by any circumstance.
Status: 10/19/2009: Signed by Governor. Law Number 127-2009

PR H 120 Ruiz Class (PNP)
Title: State Job Reinstatement
Summary: Amends the Law on Workers Compensation for the purposes of the right to reinstate a worker or employee, when the Administrator of the Workers Compensation Fund gives a determination to discharge a worker, certifying that the employee is physically and mentally fit to perform the duties of their employment.
Status: 01/02/2009: Introduced.

PR H 172 Rivera Ramirez (PNP)
Title: Individual Employment Contract Violations
Summary: Amends the Labor Law Claims Patron to extend its application to cases in which workers can claim compensation for violation of individual employment contracts or violations of contracts for services as specified in Article 1434 of the Civil Code.
Status: 01/19/2009: Introduced.

PR H 337 Varela Fernande (PPD)
Title: State Pension Provisions

Summary: Provides that a pension granted by the State Insurance Fund for permanent total disability shall not be less than the amount of four hundred and thirty dollars a month.
Status: 01/20/2009: Introduced.

PR H 1079 Mendez Nunez (PNP)
Title: Law on Protection of Working Mothers
Summary: Amends the Law on Protection of Working Mothers; clarifies specifically the area of protection coverage offered to mothers; refers to working mothers; extends coverage to workers employed under contract.
Status: 02/09/2009: Introduced.

PR H 1490 Torres Cruz (PPD)
Title: Discrimination or Harassment Provisions
Summary: Amends the Workers Compensation System Act; prohibits an employer from discrimination or harassment of an employee who files a lawsuit; authorizes courts to require employers to reimburse the Corporation the cost of expenses incurred in treatment or compensation of the worker or employee if it determines that these are the main cause of discrimination or harassment.
Status: 04/17/2009: Introduced.

PR H 1720 Pena Ramirez (PNP)
Title: Shipping Employee Accident Benefits
Summary: Amends the law on Workers Compensation in order to ensure the greatest benefit of compensation, scope and protection to employees in the industries of shipping and ports that suffer injuries or illnesses related to service or its successor in the event that the employee lost their life performing their duties.
Status: 05/18/2009: Introduced.

PR H 1737 Perez Ortiz (PNP)
Title: Chiropractic Service Benefits
Summary: Amends the law on Workers' Compensation to include chiropractic services among those benefits available to workers who suffer accidents in the workplace.
Status: 05/26/2009: Introduced.

PR H 1794 Colberg Toro (PPD)
Title: Housewife Medical Benefits
Summary: Amends the Workers' Compensation law; requires the Administrator of the State Insurance Fund to extend to medical benefits and hospital law in order to provide for all the housewives of Puerto Rico.
Status: 06/25/2009: Introduced.

PR S 283 Tirado Rivera (PPD)
Title: Repair or Replacement of Prescribed Special Devices
Summary: Amends the Workers' Compensation Law; provides that special devices prescribed by the doctor of the State Insurance Fund in cases of permanent total disability can be repaired or replaced for cause.
Status: 07/13/2009: To Governor.

PR S 291 Arce Ferrer (PNP)
Title: Police Member Injury and Convalescence
Summary: Amends the Law on the Police of Puerto Rico in order to grant full salary for members of the Police while they remain in convalescence, certified by a doctor, as a result of an accident or injury incurred in the performance of their duties.
Status: 07/15/2009: To Governor.

PR S 644 Santiago Gonzal (PNP)
Title: Workers Compensation Rehabilitation

Summary: Amends the Workmen's Compensation Law; requires the State Insurance Fund and the Technology Assistance Program to develop a collaborative agreement which incorporates Assistive Technology (AT) as a tool or resource provided to injured people with constraints and impediments caused by accidents in their workplace in order to take up those essential tasks of his position.
Status: 11/12/2009: Passed House.

PR S 694 Dalmau Santiago (PPD)
Title: Compensation Pay
Summary: Relates to consideration and allowance of workers' compensation and progressive compensation pay any amount received by a worker for settlement at any case of dismissal for the reasons stated in Law to establish that any compensation to a worker dismissed for the reasons stated in Law should not cause any deduction payroll considered exempt from paying contributions on earnings.
Status: 05/04/2009: Introduced.

PR S 695 Dalmau Santiago (PPD)
Title: Compensation Pay
Summary: Relates to consideration and allowance of workers' compensation and progressive compensation pay any amount received by a worker for settlement at any case of dismissal for the reasons stated in Law to establish that any compensation to a worker dismissed for the reasons stated Law should not cause any deduction payroll considered exempt from paying contributions on earnings.
Status: 05/06/2009: Introduced.

PR S 704 Rivera Schatz (PNP)
Title: Injured Employee and Accident Compensation
Summary: Amends the Workers Compensation Law; adds as part of the functions and duties of Administrator authorizing the issuance of payments to contractors and suppliers that have no current contract with the State Insurance Fund for professional services rendered and medical hospital billed or any other matter relating to the health service and treatment injured worker or employee.
Status: 09/18/2009: Signed by Governor. Law Number 98-2009

PR S 859 Ortiz Ortiz (PPD)
Title: Worker Incapacity Benefits
Summary: Increases the five percent of the amount of disability benefits to an insured worker who suffers the loss of wages as a result of incapacity due to occupational illness or accident not related to employment.
Status: 05/11/2009: Introduced.

PR S 866 Ortiz Ortiz (PPD)
Title: Law of Compensation System Accidents
Summary: Amends the Law of Workers Compensation System; increases the ceiling of total compensation to be paid for permanent disability.
Status: 05/11/2009: Introduced.

PR S 1205 Tirado Rivera (PPD)
Title: Compensation System Occupational Accidents
Summary: Amends the Law of Compensation System Occupational Accidents in order to provide that special shoe inserts prescribed by a doctor of the Corporation of the State Insurance Fund, in cases of partial or total permanent disability, can be repaired or replaced for cause.
Status: 10/09/2009: Introduced.

PR S 1229 Ortiz Ortiz (PPD)
Title: State Insurance Fund Corporation Annuity
Summary: Amends the Workers Compensation Law for purposes that in addition to the annuity granted by the Corporation of the State Insurance Fund that shall be allocated an annual bonus of three

hundred dollars for maintenance and medications for injured worker's disability.
Status: 10/14/2009: Introduced.

PR S 1297 Rivera Schatz (PNP)
Title: Law of Accident Compensation and Labor Benefits
Summary: Amends the Workers Compensation Law; provides an additional benefit for the loss of work to assist the injured to pay studies leading to a re-training at an accredited institution or approved by the Government of Puerto Rico including a requirement that the Administrator will establish and maintain, permanently, on the website of the State Insurance Fund in the World Wide Web.
Status: 11/02/2009: Introduced.

RHODE ISLAND

RI H 5140 Silva (D)
Title: Labor and Labor Relations
Summary: Would allow an employer access to an employee's workers' compensation claim history. This act would take effect upon passage.
Status: 01/22/2009: Introduced. To House Committee on Labor.

RI H 5251 Gemma (D)
Title: Towns and Cities
Summary: Allows firefighters and/or police officers who are wholly or partially incapacitated by reason of injuries or sickness contracted in the performance of his or her duties to receive eighty percent (80%) of the salary or wages together with benefits; takes effect upon passage.
Status: 01/29/2009: Introduced. To House Committee on Finance.

RI H 5434 Naughton (D)
Title: Labor and Labor Relations
Summary: Repeals an inconsistent part of the workers' compensation law concerning the payment of specific compensation for hearing loss which will clarify the benefit entitlement for permanently injured workers.
Status: 02/11/2009: Introduced. To House Committee on Labor.

RI H 5436 Trillo (R)
Title: Labor and Labor Relations
Summary: Excludes illegal immigrants who are not authorized to work in the United States from coverage under the workers' compensation law; imposes a penalty of \$5,000 upon those employers who knowingly employ an unauthorized worker.
Status: 03/10/2009: Scheduled for hearing and/or consideration. Withdrawn from further consideration.

RI H 5438 Winfield (D)
Title: Labor and Labor Relations
Summary: Expands the obligation of an employee receiving workers' compensation to report earnings of all types.
Status: 02/11/2009: Introduced. To House Committee on Labor.

RI H 5439 Winfield (D)
Title: Workers Compensation
Summary: Requires that before an injured worker receiving weekly total workers' compensation benefits can receive an annual increase to new dependency benefits allowance, the worker must be totally disabled for at least fifty-two (52) consecutive weeks.
Status: 02/11/2009: Introduced. To House Committee on Labor.

RI H 5440 Winfield (D)
Title: Labor and Labor Relations

Summary: Relates to Workers' Compensation; provides that neither party filing a petition to show a recurrence or decrease of incapacity, be required to document a comparative change of condition.
Status: 02/11/2009: Introduced. To House Committee on Labor.

RI H 5441 Winfield (D)
Title: Labor and Labor Relations
Summary: Provides that a reduction in a workers' weekly compensation shall not be delayed for more than ninety (90) days after maximum medical improvement has been found.
Status: 02/11/2009: Introduced. To House Committee on Labor.

RI H 5442 Winfield (D)
Title: Labor and Labor Relations
Summary: Provides an employer or insurer with notice and opportunity to accept a workers' compensation claim.
Status: 02/11/2009: Introduced. To House Committee on Labor.

RI H 5591 Serpa (D)
Title: Labor and Labor Relations
Summary: Would entitle an attorney for an injured worker to receive a reasonable counsel fee for the services rendered on behalf of the injured worker in recovering relief for the worker. This act would take effect upon passage.
Status: 10/29/2009: To House Committee on Labor.

RI H 5592 Serpa (D)
Title: Labor and Labor Relations
Summary: Would allow for counsel fees to be awarded when an attorney successfully secures relief for an injured worker from certain memorandum of agreements and suspension agreements. This act would take effect upon passage.
Status: 03/26/2009: Scheduled for hearing and/or consideration.

RI H 5672 Winfield (D)
Title: Labor and Labor Relations
Summary: Would require workers who claim disfigurement as a result of a work related incident to wait one year from the disfiguring event before filing a petition for disfigurement benefits. This act would take effect upon passage.
Status: 02/25/2009: Introduced. To House Committee on Labor.

RI H 5751 Kilmartin (D)
Title: Public Officers and Employees
Summary: Would amend the formula under which there is an offset of amounts received from workers' compensation as damages on account of death or disability of a member of the state retirement system for the period of time prior to the receipt of retirement benefits. This act would take effect upon passage.
Status: 02/26/2009: Introduced. To House Committee on Labor.

RI H 5752 Kilmartin (D)
Title: Labor and Labor Relations
Summary: Would require employers to pay the reasonable costs of transportation to and from health care providers which costs are incurred by employees receiving workers' compensation benefits. This act would take effect upon passage.
Status: 06/18/2009: Scheduled for hearing and/or consideration. In House Committee on Labor. Committee Recommends Measure held for further study.

RI H 5753 Kilmartin (D)
Title: Labor and Labor Relations

Summary: Would provide for a surcharge on any payment payable under a workers' compensation order or decree when the payment is 14 days or more late. This act would take effect upon passage.
Status: 02/26/2009: Introduced. To House Committee on Labor.

RI H 5754 Kilmartin (D)
Title: Labor and Labor Relations
Summary: Would clarify the instances when an employer/workers' compensation insurance carrier must file an accounting statement for benefits paid to or on behalf of an insured employee. This act would take effect upon passage.
Status: 02/26/2009: Introduced. To House Committee on Labor.

RI H 5758 Kilmartin (D)
Title: Labor and Labor Relations
Summary: Would require all employers, insurance companies and third-party administrators to make written demand upon employees and their attorneys of record twenty-one (21) days before filing any petitions for relief. This act would take effect upon passage.
Status: 02/26/2009: Introduced. To House Committee on Labor.

RI H 5759 Kilmartin (D)
Title: Workers Compensation Weekly Benefits
Summary: Relates to workers compensation; requires that prior to a petition to reduce an employee's weekly benefits there must be a final determination of maximum medical improvement rendered by the court.
Status: 02/26/2009: Introduced. To House Committee on Labor.

RI S 279 Connors (D)
Title: Underground Economy Joint Task Force
Summary: (Joint Resolution) Reinstates the life of and extend the reporting date of the special legislative commission to study the underground economy and employee misclassification from January 27, 2009 to June 30, 2009, and said commission would expire on August 30, 2009.
Status: 02/26/2009: To House Committee on Finance.

RI S 329 Doyle (D)
Title: Labor and Labor Relations
Summary: Allows for counsel fees to be awarded when an attorney successfully secures relief for an injured worker from certain memorandum of agreements and suspension agreements.
Status: 03/25/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 334 McCaffrey (D)
Title: Labor and Labor Relations
Summary: Requires that prior to a petition to reduce an employee's weekly benefits there must be a final determination of maximum medical improvement rendered by the court.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 338 McCaffrey (D)
Title: Labor and Labor Relations
Summary: Requires a treating physician to furnish to an employee or his or her legal representative a medical report, within 10 days of a request, stating a diagnosis, disability, loss of use, end result and/or causal relationship of the employee's condition associated with a work-related injury.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 339 McCaffrey (D)
Title: Labor and Labor Relations

Summary: Redefines the terms under which an employer or insurer of a person injured on the job may share in a third-party recovery.
Status: 03/04/2009: Scheduled for hearing and/or consideration.

RI S 340 McCaffrey (D)
Title: Labor and Labor Relations
Summary: Clarifies the instances when an employer/workers' compensation insurance carrier must file an accounting statement for benefits paid to or on behalf of an insured employee.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 341 McCaffrey (D)
Title: Labor and Labor Relations
Summary: Provides for a surcharge on any payment payable under a workers' compensation order or decree when the payment is 14 days or more late.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 342 McCaffrey (D)
Title: Labor and Labor Relations
Summary: Requires employers to pay the reasonable costs of transportation to and from health care providers which costs are incurred by employees receiving workers' compensation benefits.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 344 Doyle (D)
Title: Labor and Labor Relations
Summary: Entitles an attorney for an injured worker to receive a reasonable counsel fee for the services rendered on behalf of the injured worker in recovering relief for the worker.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 446 Picard (D)
Title: Labor and Labor Relations
Summary: Provides an employer or insurer with notice and opportunity to accept a workers' compensation claim.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 448 Picard (D)
Title: Labor and Labor Relations
Summary: Would provide that a reduction in a workers' weekly compensation shall not be delayed for more than ninety (90) days after maximum medical improvement has been found. This act would take effect upon passage.
Status: 03/25/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 645 Ruggiero (D)
Title: Labor and Labor Relations
Summary: Would change the spendable base wage calculation from seventy-five percent (75%) to eighty-five percent (85%) under the workers' compensation law. This act would also make additional changes to the law relating to partial incapacity. This act would take effect upon passage and would apply retroactively, regardless of the date of injury.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 646 Ruggiero (D)
Title: Workers' Compensation
Summary: Would change the definition of special employers under workers' compensation. This act would take effect upon passage.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 647 Ruggiero (D)
Title: Labor and Labor Relations
Summary: Would require an employee, after an injury, to submit to an examination by a physician no earlier than four (4) month intervals after the injury if requested to do so by his or her employer. This act would take effect upon passage.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 648 Ruggiero (D)
Title: Labor and Labor Relations
Summary: Would require employers to pay the reasonable transportation costs for employees that travel to receive workers' compensation health care services. This act would take effect upon passage.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 649 Ruggiero (D)
Title: Labor and Labor Relations
Summary: Would repeal the section of the law relating to continuation of workers' compensation benefits for partial incapacity. This act would take effect upon passage and would apply retroactively regardless of the date of injury.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 650 Ruggiero (D)
Title: Labor and Labor Relations
Summary: Would raise workers' compensation payments for specific injuries. This act would take effect upon passage.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 651 Ruggiero (D)
Title: Workers Compensation
Summary: Relates to worker's compensation; clarifies employees' right to choose an initial treating physician.
Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 661 Tassoni (D)
Title: Public Property and Works
Summary: Would require worker's compensation for all workers on public works and eliminate the existing exemption for such workers. This act would take effect upon passage.
Status: 03/25/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 692 Picard (D)
Title: Labor and Labor Relations
Summary: Would require workers who claim disfigurement as a result of a work related incident to wait one year from the disfiguring event before filing a petition for disfigurement benefits. This act would take effect upon passage.

Status: 03/04/2009: Scheduled for hearing and/or consideration. In Senate Committee on Labor: Committee recommends measure to be held for further study.

RI S 876 Ruggiero (D)
Title: Labor and Labor Relations
Summary: Would allow individuals who receive workers' compensation benefits and/or a lump sum settlement to also be eligible for waiting period credits benefits or dependents' allowances under the applicable provisions of the general laws, providing that the injury and/or medical condition did not result from the injury for which the individual was paid workers' compensation benefits. This act would take effect upon passage.
Status: 04/22/2009: Introduced. To Senate Committee on Labor.

SOUTH CAROLINA

SC H 3948 Rice (R)
Title: Employee Definition
Summary: Relates to the definition of employee, include legal immigrants and illegal immigrants, provided the employer was not aware of the immigrant's illegal status prior to the employee's injury; relates to persons not covered under the workers' compensation law, so as to exclude from workers' compensation illegal immigrants whose illegal status was known to the employer at the time of the immigrants' hire and illegal immigrants whom the employer discovers the illegal status during employment.
Status: 04/22/2009: Introduced. To House Committee on Judiciary.

SC S 187 McConnell (R)
Title: State Insurance Plan Eligibility
Summary: Provides that an active, fulltime permanent employee of a state-covered entity approved for disability retirement is eligible to participate in plans with state-paid premiums if the disability is the result of an injury arising out of and in the course of the performance of the person's official duties.
Status: 01/13/2009: Introduced. To Senate Committee on Finance.

SC S 225 Knotts (R)
Title: State Guard Emergency Air Wing
Summary: Establishes an emergency air wing within the state guard; provides for the liability of airplanes used by volunteer participants; provides that recovery of workers' compensation benefits by members of the emergency air wing shall be payable from the general fund.
Status: 05/13/2009: Polled out of Senate Committee on General Committee. From Senate Committee on General Committee: Reported favorably.

SC S 362 Alexander Th (R)
Title: Firefighters Workers Compensation Law
Summary: Relates to firefighters covered under workers' compensation law and the presumption regarding impairment or injury from heart disease and or respiratory disease, provides that the impairment or injury is considered to have arisen out of and in the course of employment if they have successfully passed a physical exam within the last ten years.
Status: 04/29/2009: To House Committee on Labor, Commerce and Industry.

SOUTH DAKOTA

SD H 1057 House Commerce Committee
Title: Workers' Compensation Burial Reimbursement
Summary: Revises the maximum reimbursement for workers' compensation burial expenses.
Status: 06/30/2009: Filed with Secretary of State. 274

SD S 26 Senate Commerce Committee

Title: Workers Compensation Claims
Summary: Revises certain reimbursement and subrogation provisions regarding workers' compensation claims. provides that if medical expenses have been denied by the employer, paid by a health plan, insurer, or an individual, and the expenses are later determined to be compensable, the employer shall satisfy the employer's obligation of payment of the medical expenses.
Status: 01/29/2009: In Senate Committee on Commerce: Deferred to the 41st Legislative Day.

TENNESSEE

TN H 765 Turner M (D)
Title: Workers Compensation
Summary: Relates to workers compensation; establishes a conclusive presumption that a beryllium employee, employee with cancer or silicosis, or other employee covered under the federal Energy Employees Occupational Illness Compensation Act has an occupational disease for the purposes of state workers' compensation claim.
Status: 02/18/2009: To House Committee on Consumer and Employee Affairs. In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 833 Moore (D)
Title: Firefighters
Summary: Relates to firefighters; requires compensation paid to firefighters due to injury or death in the line of duty or course of employment be administered by the commission on firefighting personnel standards and education; reduces death benefits paid from \$25,000 to \$12,500.
Status: 04/09/2009: In House. Withdrawn from further consideration.

TN H 834 Moore (D)
Title: Firefighters
Summary: Relates to firefighters; requires compensation paid to firefighters due to injury or death in the line of duty or course of employment be administered by the commission on firefighting personnel standards and education.
Status: 04/09/2009: In House. Withdrawn from further consideration.

TN H 900 Casada (R)
Title: Workers Compensation
Summary: Relates to workers compensation; limits definition of injury when it occurs at employee's residence to certain circumstances.
Status: 02/18/2009: To House Committee on Consumer and Employee Affairs. In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 981 McDaniel (R)
Title: Insurance Companies Agents Brokers Policies
Summary: Relates to insurance companies agents brokers policies; increases the maximum obligation of the Tennessee insurance guaranty association for any covered workers' compensation claim.
Status: 05/18/2009: Public Chaptered. Chapter No. 178

TN H 1192 Mumpower (R)
Title: Workers Compensation
Summary: Relates to workers compensation; requires that certain fees paid after January 1, 2010, involving PPO networks meet certain requirements.
Status: 05/05/2009: In House Committee on Consumer and Employee Affairs: Subcommittee on Employee Affairs recommend passage.

TN H 1229 Fitzhugh (D)
Title: Workers Compensation
Summary: Relates to workers compensation; excludes from workers' compensation injuries that occur during recreational activities, are not required by the employer, and do not directly benefit the employer.

Status: 02/23/2009: In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 1459 Mumpower (R)
Title: Workers Compensation
Summary: Relates to workers compensation; requires insurer to give written notice of claim amount to division of workers' compensation when apparent to insurer that the amount of medical benefits to which the employee may be entitled will exceed \$10,000, rather than \$5,000.
Status: 02/23/2009: In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 1500 Fitzhugh (D)
Title: Workers Compensation
Summary: Relates to workers compensation; adds additional injuries that are not covered by workers' compensation.
Status: 05/26/2009: In House. Substituted on House floor by S 1909.

TN H 1564 West (D)
Title: Workers Compensation
Summary: Relates to workers compensation; authorizes workers' compensation penalties to be abated and then voided after one year if employer obtains and maintains workers' compensation coverage.
Status: 02/25/2009: In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 1604 Brooks Ha (R)
Title: Workers Compensation
Summary: Relates to workers compensation; changes standard for denying workers' compensation benefits in cases involving alcohol and drug use from such use being a proximate cause of the injury or death to such use being a contributing cause of such injury or death.
Status: 02/25/2009: In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 1776 Moore (D)
Title: Workers Compensation
Summary: Relates to workers compensation; revises reporting dates for certain specified reports related to workers' compensation to January 1 of each year.
Status: 03/09/2009: In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 1777 Hackworth (D)
Title: Workers Compensation
Summary: Relates to workers compensation; provides the maximum total benefit amount; provides that an employee claiming a mental injury shall be conclusively presumed to be at maximum medical improvement under specified conditions.
Status: 07/14/2009: Public Chaptered. Chapter No. 599

TN H 1899 Pitts (D)
Title: Workers Compensation
Summary: Relates to workers compensation; changes the effective date of Chapter 1041 of the Public Acts of 2008 from December 31, 2009, to July 1, 2012.
Status: 05/05/2009: In House Committee on Consumer & Employee Affairs: Subcommittee on Employee Affairs recommend passage with amendment.

TN H 1963 Sargent (R)
Title: Workers Compensation

Summary: Relates to workers compensation; imposes certain penalties on employers and employees in certain cases involving employees not authorized to work in the U.S. under federal immigration laws.
Status: 06/17/2009: In House. Substituted on House floor by S 2162.

TN H 1964 Sargent (R)
Title: Workers Compensation
Summary: Relates to workers compensation; limits claims by employees for certain injuries arising in time up through settlement approval or final trial order for an existing claim even if the injury occurred during medical treatment.
Status: 03/03/2009: In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN H 2102 Sargent (R)
Title: Workers Compensation of Illegal Immigrants
Summary: Relates to workers compensation; provides that illegal immigrants receive lesser workers' compensation benefits unless it is demonstrated that the employer had actual knowledge that the worker was an illegal immigrant at the time of being hired.
Status: 04/13/2009: In House. Withdrawn from further consideration.

TN H 2253 Turner M (D)
Title: Workers Compensation
Summary: Relates to workers compensation; revises venue requirements for workers' compensation claims that do not resolve at benefit review conference.
Status: 03/04/2009: To House Committee on Consumer and Employee Affairs. In House Committee on Consumer and Employee Affairs: Referred to Subcommittee on Employee Affairs.

TN S 430 Bunch (R)
Title: Workers Compensation
Summary: Relates to workers compensation; defines the AMA guide for impairment ratings to mean the 5th edition of the Guides, instead of either the 6th edition or any new edition that is designated by the general assembly.
Status: 02/12/2009: To Senate Committee on Commerce, Labor and Agriculture.

TN S 487 Burchett (R)
Title: Workers Compensation
Summary: Relates to workers compensation; authorizes workers' compensation penalties to be abated and then voided after one year if employer obtains and maintains workers' compensation coverage.
Status: 02/12/2009: To Senate Committee on Commerce, Labor and Agriculture.

TN S 545 Norris (R)
Title: Workers Compensation
Summary: Relates to workers compensation; limits definition of injury when it occurs at employee's residence to certain circumstances.
Status: 02/12/2009: To Senate Committee on Commerce, Labor and Agriculture.

TN S 661 Stanley (R)
Title: Workers Compensation
Summary: Relates to workers compensation; excludes from workers' compensation injuries that occur during recreational activities, are not required by the employer, and do not directly benefit the employer.
Status: 02/18/2009: To Senate Committee on Commerce, Labor and Agriculture.

TN S 824 Marrero (D)
Title: Workers Compensation
Summary: Relates to workers compensation; establishes a conclusive presumption that a beryllium employee, employee with cancer or silicosis, or other employee covered under the federal Energy Employees

Occupational Illness Compensation Act has an occupational disease for the purposes of state workers' compensation claim.
Status: 02/18/2009: To Senate Committee on Commerce, Labor and Agriculture.

- TN S 1297 Crowe (R)
Title: Workers Compensation
Summary: Relates to workers compensation; imposes various requirements on contracting agents who sell, lease, assign, transfer, or convey their lists of contracted health care providers and their contracted reimbursement rate; applies under the Workers' Compensation Law.
Status: 02/18/2009: To Senate Committee on Commerce, Labor and Agriculture.
- TN S 1376 Johnson J (R)
Title: Workers Compensation
Summary: Relates to workers compensation; requires insurer to give written notice of claim amount to division of workers' compensation when apparent to insurer that the amount of medical benefits to which the employee may be entitled will exceed \$10,000, rather than \$5,000.
Status: 02/18/2009: To Senate Committee on Commerce, Labor and Agriculture.
- TN S 1524 Burchett (R)
Title: Workers Compensation
Summary: Relates to workers compensation; changes standard for denying workers' compensation benefits in cases involving alcohol and drug use from such use being a proximate cause of the injury or death to such use being a contributing cause of such injury or death.
Status: 04/15/2009: From Senate Committee on Commerce, Labor and Agriculture: Recommend passage with amendment. To Senate Committee on Finance, Ways and Means.
- TN S 1567 Norris (R)
Title: Workers Compensation
Summary: Provides that an employee who retains the right to reconsideration of an award of permanent partial disability benefits for a workers' compensation injury and whose pre-injury employer is sold or acquired after such award is made, will be authorized to seek reconsideration from the successor employer if either the employee's employment with the successor is, at no personal fault, involuntarily terminated or their rate of pay is reduced to a level below the rate they received at the time of the injury.
Status: 06/10/2009: Public Chaptered. Chapter No. 364
- TN S 1574 Norris (R)
Title: Workers Compensation
Summary: Relates to workers compensation claims, medical and surgical treatment, medical and surgical supplies, hospitalization, nursing services, psychological services, dental services, crutches, artificial members and prescription eyeglasses; limits charges for medical reports, medical records or documents pertaining to medical treatment or hospitalization of an employee; provides for a medical authorization form for access to medical records.
Status: 06/30/2009: Public Chaptered. Chapter No. 486
- TN S 1767 Herron (D)
Title: Insurance Companies Agents Brokers Policies
Summary: Relates to insurance companies agents brokers policies; increases from \$100,000 to \$250,000 the maximum obligation of the state insurance guaranty association for any covered workers' compensation claim.
Status: 04/27/2009: Senate. Amendment No. 1 withdrawn from Senate floor. In Senate. Substituted on Senate floor by H 981.
- TN S 1909 Norris (R)
Title: Workers Compensation

Summary: Relates to workers compensation; provides that no compensation shall be allowed for an injury or death due to an employee's willful misconduct, intentional self-inflicted injury, intoxication or illegal drug use, willful failure or refusal to use a safety device, willful failure to perform a duty required by law; voluntary participation in recreational, social, or athletic or exercise events unless certain conditions apply.
Status: 06/18/2009: Public Chaptered. Chapter No. 407

TN S 2000 Haynes J (D)
Title: Workers Compensation
Summary: Relates to workers compensation; requires the Advisory Council on Workers' Compensation to report concerning rules promulgated by the Department of Labor and Workforce Development relative to medical impairment ratings.
Status: 06/18/2009: From Senate Committee on Finance, Ways and Means: Recommend passage. In Senate. Amendment No. 1 withdrawn from Senate floor. In Senate. Substituted on Senate floor by H 1777.

TN S 2162 Tracy (R)
Title: Workers Compensation
Summary: Relates to workers' compensation and partial disability benefits; specifies the maximum permanent partial disability benefits that an employee may receive, provided an employer did not knowingly hire the employee at a time when the employee was not eligible or authorized to work in the United States under federal immigration laws; provides that an employer is liable to pay a sum equal to five times the medical impairment rating if the employer is found to have knowingly hired an unauthorized worker.
Status: 07/02/2009: Public Chaptered. Chapter No. 526

TN S 2231 Southerland (R)
Title: Workers Compensation
Summary: Relates to workers compensation; provides that illegal immigrants receive lesser workers' compensation benefits unless it is demonstrated that the employer had actual knowledge that the worker was an illegal immigrant at the time of being hired.
Status: 03/02/2009: To Senate Committee on Commerce, Labor and Agriculture.

TN S 2292 Kyle (D)
Title: Workers Compensation
Summary: Relates to workers compensation; revises venue requirements for workers' compensation claims that do not resolve at benefit review conference.
Status: 03/02/2009: To Senate Committee on Commerce, Labor and Agriculture.

TEXAS

TX H 34 Leibowitz (D)
Title: Contract Enforcement
Summary: Relates to the enforceability of certain contracts between an employer who does not have workers' compensation coverage and an employee of the employer; provides for contracts that affect a procedural or substantive right of the employee to recover damages for personal injury or death sustained by the employee in the course and scope of the employee's employment and is entered into after the date of a cause of action.
Status: 02/12/2009: To House Committee on State Affairs.

TX H 35 Leibowitz (D)
Title: Employer Reporting Requirements
Summary: Relates to reporting of certain work related injuries by employers not covered by workers' compensation insurance.
Status: 02/12/2009: To House Committee on Business and Industry.

TX H 673 Solomons (R)
Title: Injured Employee Counsel Services
Summary: Relates to services provided by the office of injured employee counsel under the workers' compensation program of this state; relates to abusive or violent claimants and refusal or termination of workers' compensation claims and services; provides for notification of law enforcement and the Department of Insurance Fraud Unit; provides for assistance to injured employees; provides confidentiality to public counsel applicable to examination reports.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 1261

TX H 698 Zerwas (R)
Title: Doctor Examinations
Summary: Relates to the designated doctor's examination under the workers' compensation system.
Status: 02/18/2009: To House Committee on Business and Industry.

TX H 699 Zerwas (R)
Title: Workers Compensation Attorney
Summary: Relates to the appointment of an attorney for a workers' compensation claimant in certain judicial review proceedings initiated by a workers' compensation insurance carrier.
Status: 02/18/2009: To House Committee on Business and Industry.

TX H 1058 Solomons (R)
Title: Workers Compensation Death Benefits
Summary: Relates to the receipt of death benefits in the workers' compensation system; provides that a payment of death benefits to surviving eligible parents may not exceed a specified number of weeks regardless of the number of surviving eligible parents; provides that failure to file a claim in the time required bars the claim unless good cause exists for the failure; removes a provision limiting eligibility for benefits to parents receiving burial benefits.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 344

TX H 1166 Leibowitz (D)
Title: Workers Compensation Services
Summary: Relates to certain requirements for doctors providing professional services under the workers' compensation system.
Status: 04/16/2009: Committee report printed and distributed.

TX H 2198 Solomons (R)
Title: Workers Compensation Notice
Summary: Relates to the notice required of certain political subdivisions concerning certain workers' compensation benefits.
Status: 03/09/2009: To House Committee on Business and Industry.

TX H 2428 Deshotel (D)
Title: Doctor Liability
Summary: Relates to immunity from liability for doctors performing certain medical services at the request of the Division of Workers' Compensation.
Status: 03/11/2009: To House Committee on Business and Industry.

TX H 2429 Deshotel (D)
Title: Return to Work Coordination Services
Summary: Relates to return-to-work coordination services and the return-to-work reimbursement program for employers participating in the Texas workers' compensation system.
Status: 03/11/2009: To House Committee on Business and Industry.

TX H 2544 Giddings (D)
Title: Workers Compensation Attorney Fee Liens

Summary: Relates to the payment of attorneys' fee liens in certain workers' compensation benefit matters.
Status: 05/01/2009: Committee report printed and distributed.

TX H 2547 Giddings (D)
Title: Injured Employee Return to Work
Summary: Relates to the use of a description of employment in determining the safety and appropriateness of a return to employment by an injured employee; relates to an employer of more than a specified number of employees; provides that the treating doctor may request that the injured employee's employer provide the treating doctor with requested information on a prescribed form that is compatible with electronic mail.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 456

TX H 2815 Giddings (D)
Title: Workers Compensation Information
Summary: Relates to requirements regarding information to be provided to employees covered by workers' compensation health care networks.
Status: 05/02/2009: Committee report printed and distributed.

TX H 2984 Phillips (R)
Title: Disability Payments and Child Support
Summary: Relates to child support arrearages and a counterclaim or offset based on certain disability payments.
Status: 05/01/2009: Committee report printed and distributed.

TX H 3262 Naishtat (D)
Title: Vocational Rehabilitation Services
Summary: Relates to providers of vocational rehabilitation services under the workers' compensation program.
Status: 03/18/2009: To House Committee on Business and Industry.

TX H 3625 Elkins (R)
Title: Health Care
Summary: Relates to deadlines regarding preauthorization requests affecting workers' compensation health care networks.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 972

TX H 3724 Jackson J (R)
Title: Workers Compensation Proceedings
Summary: Relates to the amount of attorney's fees awarded to a claimant's counsel in certain workers compensation proceedings.
Status: 03/19/2009: To House Committee on Business and Industry.

TX H 3821 Leibowitz (D)
Title: Insurers Right to Contest Compensability
Summary: Relates to waiver of an insurer's right to contest compensability of certain workers' compensation claims.
Status: 03/23/2009: To House Committee on Business and Industry.

TX H 3822 Leibowitz (D)
Title: Medical Necessity and Workers Compensation
Summary: Relates to review of the medical necessity of certain health care provided in connection with a workers' compensation claim.
Status: 03/23/2009: To House Committee on Business and Industry.

TX H 3823 Leibowitz (D)
Title: Medical Improvement in Workers Compensation

Summary: Relates to certifications of maximum medical improvement and assignments of impairment ratings under the workers' compensation system.
Status: 03/23/2009: To House Committee on Business and Industry.

TX H 4290 Smithee (R)
Title: Retrospective Healthcare Utilization Review
Summary: Relates to retrospective utilization review and utilization review to determine the experimental or investigational nature of a health care service; requires the notice of an adverse determination for a retrospective utilization review to the provider or record and the patient within a specified period; provides for the removal of the use of retrospective utilization review from provisions of the labor and insurance codes.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 1330

TX H 4371 Elkins (R)
Title: Designated Doctor Examination
Summary: Relates to failure to submit to a designated doctor examination.
Status: 05/05/2009: Committee report printed and distributed.

TX H 4372 Elkins (R)
Title: Workers Compensation System Benefits
Summary: Relates to income benefits in the workers' compensation system.
Status: 05/05/2009: Committee report printed and distributed.

TX H 4398 Deshotel (D)
Title: Workers Compensation Supplemental Income Benefits
Summary: Relates to workers' compensation supplemental income benefits.
Status: 03/25/2009: To House Committee on Business and Industry.

TX H 4545 Raymond (D)
Title: Workers Compensation Case Review
Summary: Relates to the time for filing a petition for judicial review in certain workers' compensation cases.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 1200

TX H 4624 Lucio E (D)
Title: Doctors and Professional Services
Summary: Relates to certain requirements for doctors providing professional services under the workers' compensation system.
Status: 03/26/2009: To House Committee on Business and Industry.

TX S 378 Van de Putte (D)
Title: Workers Compensation Doctor Examinations
Summary: Relates to the designated doctor's examination under the workers' compensation system.
Status: 05/02/2009: Committee report printed and distributed.

TX S 394 Lucio Ed (D)
Title: Workers Compensation Claim Attorney
Summary: Relates to the appointment of an attorney for a workers' compensation claimant in certain proceedings initiated by a workers' compensation insurance carrier.
Status: 05/13/2009: Committee report printed and distributed.

TX S 442 Lucio Ed (D)
Title: Workers Compensation Death Benefits
Summary: Relates to the receipt of death benefits in the workers' compensation system.
Status: 04/22/2009: From Senate Committee on State Affairs: Reported favorably. Committee report printed and distributed.

TX S 687 Hegar (R)
Title: Injury Leave
Summary: Relates to injury leave and related benefits for certain state peace officers injured in the course of performance of duty.
Status: 05/29/2009: Filed with Secretary of State. Chapter No. 81

TX S 1011 Estes (R)
Title: Fire Protection Commission
Summary: Continues the Commission on Fire Protection; relates to conflicts of interest, appointment of members, the use of negotiated rulemaking and alternative dispute resolution, complaints filed with the commission, criminal history record information and certification of fire protection personnel, violations by facilities conducting fire protection training courses, evaluation of workers' compensation claim information, and recommendations for reducing injuries.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 1216

TX S 1514 Watson (D)
Title: Child Support
Summary: Provides that in addition to any other credit or offset available to an obligor under the Child Support Enforcement provisions of the Family Code, if a child for whom the obligor owes child support receives a lump-sum disability payment as a result of the obligor's disability and that payment is made to the obligee as the representative payee of the child, the obligor is entitled to a credit.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 538

TX S 1696 Ogden (R)
Title: Workers Compensation Compensability Disputes
Summary: Relates to workers' compensation compensability disputes, examinations to define the compensable injury and notifications to health care providers regarding compensability disputes.
Status: 03/20/2009: To Senate Committee on State Affairs.

TX S 1814 Van de Putte (D)
Title: Return to Work Coordination Services
Summary: Relates to return-to-work coordination services and a return-to-work reimbursement program for employers participating in the workers' compensation system; provides that the insurance carrier shall notify the employer of the availability of the return-to-work reimbursement program to allow the employee to perform modified or alternative work; provides for an employer fund; provides for an advance of funds.
Status: 07/09/2009: Filed with Secretary of State. Chapter No. 1388

TX S 1924 Watson (D)
Title: Political Subdivisions and Workers Compensation
Summary: Relates to the notice required of certain political subdivisions concerning certain workers' compensation benefits.
Status: 03/24/2009: To Senate Committee on State Affairs.

TX S 1925 Watson (D)
Title: Injured Employee and Workers Compensation
Summary: Relates to certain services provided by the office of injured employee counsel under the workers' compensation program of this state.
Status: 03/24/2009: To Senate Committee on State Affairs.

TX S 1985 Uresti (D)
Title: Workers Compensation Health Care Reimbursement
Summary: Relates to workers' compensation health care reimbursement policies and fee guidelines for certain health care services.
Status: 03/24/2009: To Senate Committee on State Affairs.

TX S 2063 Duncan (R)
 Title: Workers Compensation Insurance Coverage
 Summary: Relates to workers' compensation insurance coverage regarding certain contractors.
 Status: 03/31/2009: To Senate Committee on State Affairs.

TX S 2419 Deuell (R)
 Title: State Employees Exposure to Virus
 Summary: Relates to preventative treatment for state employees exposed to human immunodeficiency virus while performing duties of employment.
 Status: 05/07/2009: To House Committee on State Affairs.

UTAH

UT H 39 Morley (R)
 Title: Injured Worker Reemployment Act
 Summary: Modifies the State Injured Worker Reemployment Act; clarifies that the Labor Commission shall administer a specified chapter through the Division of Industrial Accidents; provides for reporting and for penalties for failing to report; clarifies the process for issuing an initial written report; clarifies provisions relating to a rehabilitation counselor; eliminates the position of rehabilitation coordinator; includes occupational diseases; includes a self-insured employer.
 Status: 03/24/2009: Signed by Governor.

UT H 174 Menlove (R)
 Title: Vocational Rehabilitation Counselors
 Summary: Provides for the licensing of vocational rehabilitation counselors by the Division of Occupational and Professional Licensing; creates the Vocational Rehabilitation Counselors Licensing Board; defines unlawful and unprofessional conduct as related to licensed vocational rehabilitation counselors.
 Status: 03/23/2009: Signed by Governor.

UT H 271 Morley (R)
 Title: Uninsured Employers' Fund
 Summary: Requires that the administrator of the Uninsured Employers' Fund collect monies required to be deposited into the Uninsured Employers' Fund in accordance with the provision creating the fund; exempts collections of monies required to be deposited into the Uninsured Employers' Fund from collection by the Office of State Debt Collection; modifies related collection procedures.
 Status: 03/25/2009: Signed by Governor.

UT H 308 Ipson (R)
 Title: Workers Compensation
 Summary: Exempts from the definition of employee for purposes of workers' compensation certain individuals who operate a motor vehicle under an agreement with a motor carrier; permits voluntary treatment as employee for purposes of workers' compensation.
 Status: 03/24/2009: Signed by Governor.

UT H 361 Harper (R)
 Title: Short Title - Social Security and Worker Compensation
 Summary: Relates to offset for social security and workers' compensation.
 Status: 02/07/2009: Introduced.

UT S 120 Mayne K (D)
 Title: Workers Compensation Medical Reports
 Summary: Modifies the Workers' Compensation Act to address the mailing of medical reports; remove the requirement that a medical report be mailed by certified mail, return receipt requested; expands the list of persons required to receive a copy of a medical report to include an attorney employed by

the applicant, the employer, and the employer's insurance carrier.
Status: 03/24/2009: Signed by Governor.

UT S 121 Mayne K (D)
Title: Attorney Fees and Workers Compensation
Summary: Modifies the Workers' Compensation Act to address the award of attorney fees; modifies provisions related to the award of attorney fees in adjudications involving death or disability benefits and medical benefits; modifies the obligation to participate in informal dispute resolution mechanisms.
Status: 03/24/2009: Signed by Governor.

VERMONT

VT H 81 Poirier (D)
Title: Mental Injury
Summary: Assures that a mental injury suffered in the course of employment is compensable as if it were a physical injury.
Status: 01/23/2009: To House Committee on Commerce and Economic Development.

VT H 162 Maier (D)
Title: Workers Compensation
Summary: Creates a process for health care providers to submit, dispute, and collect payment, including interest on bills for medical treatment provided to an injured employee eligible for workers' compensation.
Status: 02/05/2009: To House Committee on Health Care.

VT S 21 Campbell (D)
Title: Workers Compensation
Summary: Penalizes workers' compensation insurers with a late fee for failure to pay workers' compensation benefits when they are due and owed.
Status: 01/20/2009: To Senate Committee on Economic Development, Housing and General Affairs.

VT S 128 Senate Economic Development, Housing and General Affairs Committee
Title: Workers Compensation
Summary: Provides workers' compensation claimants with sufficient opportunity to dispute a termination of temporary total disability benefits and to institute a minimum fee for late payment of benefits. A further purpose of this bill is to decrease the incidents of misclassification of employees and jobs for workers' compensation by increasing the penalties for classification violations; by improving investigation and enforcement; and by requiring more detailed workers' compensation classification information.
Status: 04/03/2009: To House Committee on Commerce and Economic Development

VIRGINIA

VA H 1651 Carrico (R)
Title: Line Of Duty Act
Summary: Provides that a state police officer who incurs a work-related injury in the line of duty shall receive supplemental short-term disability coverage providing income replacement for 100 percent of the officer's creditable compensation for up to one calendar year.
Status: 02/10/2009: Left in committee.

VA H 1674 Purkey (R)
Title: Workers Compensation
Summary: Requires a pharmacist filling a prescription for medication for a workers' compensation claim to dispense a therapeutically equivalent drug product for a prescribed name-brand drug product;

provides that the pharmacist shall fill the prescription with the name-brand drug product prescribed if a therapeutically equivalent drug product does not exist or costs more than the prescribed name-brand drug product; authorizes a prescriber to specify on a prescription that a brand name drug is medically necessary.

Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 333.

- VA H 1749 Pogge (R)
Title: Workers Compensation
Summary: Adds employees of a locality or other political subdivision who are employed in a sewerage system, sewage treatment works, water treatment plant, wastewater treatment plant, or waste treatment works or system, and whose regular duties entail exposure to sewage, to the existing list of public employees who are entitled to the presumption that hepatitis, meningococcal, meningitis, tuberculosis, or HIV are occupational diseases compensable under the Workers' Compensation Act.
Status: 01/22/2009: Stricken from docket.
- VA H 1762 Kilgore (R)
Title: Successor Corporations
Summary: Limits the successor asbestos-related liabilities of a corporation to the fair market value of the gross assets of the transferor as of the time of the merger or consolidation; provides that the limitation does not apply to workers' compensation benefits, claims not constituting successor asbestos-related liability, or obligations under the National Labor Relations Act or collective bargaining agreements.
Status: 01/22/2009: In House Committee on Commerce and Labor: Failed to report.
- VA H 1958 Mathieson (D)
Title: Infectious Disease Presumption
Summary: Authorizes the Governor to declare that a communicable, contagious, or infectious disease is a disease that is covered by the existing infectious disease presumption for firefighters, paramedics, emergency medical technicians, and certain law-enforcement officers under the Virginia Workers' Compensation Act.
Status: 02/03/2009: From House Committee on Commerce and Labor: Reported as substitute, See H 2478.
- VA H 1959 Mathieson (D)
Title: Workers Compensation
Summary: Prohibits the Commonwealth, a locality, or a political subdivision, as employer of a public safety employee, from involuntarily discharging or terminating the employment of such an employee suffering from a line of duty injury or occupational illness, for a period of one year after the injury occurred or illness arose, if the employee has not returned to employment in full unrestricted duty.
Status: 01/29/2009: In House Committee: Passed by indefinitely.
- VA H 1983 McClellan (D)
Title: Governor Declared Emergency
Summary: Provides civil immunity for private and charitable organizations providing resources and assistance, without compensation, pursuant to a governor-declared emergency or during a formal emergency management training exercise, and at the request of the State Department of Emergency Management or a local emergency management employee; does not extend to any manufacture or design of any product; does not affect the right of persons to receive workers' compensation benefits or pensions.
Status: 03/30/2009: Signed by Governor. Acts of Assembly. Chapter No. 233.
- VA H 2111 Spruill (D)
Title: Infectious Disease Presumption
Summary: Adds sworn state Port Authority police officers to those public safety employees who are entitled to the presumption that certain infectious diseases are occupational diseases compensable under

the Workers' Compensation Act.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 417.

- VA H 2272 Poindexter (R)
Title: Workers Compensation
Summary: Provides that a person who contracts for a subcontractor to perform work is not required to insure payment of Workers' Compensation benefits to the subcontractor, and is not liable for any injury sustained by the subcontractor, if the subcontractor is an individual who conducts business as a sole proprietorship, is licensed by the Commonwealth to perform the work, and has no employees or subcontractors engaged in the same trade.
Status: 01/29/2009: Stricken from docket.
- VA H 2515 Tata (R)
Title: Workers Compensation Act
Summary: Relates to financing the uninsured employer's fund established under the Workers' Compensation Act by a tax to provide funds for compensation benefits awarded against any uninsured or self-insured employer, in addition to the tax for the Workers' Compensation Commission Administrative Fund and the tax for the Second Injury Fund to be held by the Comptroller of the Commonwealth.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 219.
- VA H 2626 Byron (R)
Title: Line Of Duty Act
Summary: Relates to investigation of claims under the Line of Duty Act; provides that when a police department or sheriff's office is the last employer of a deceased or disabled person, then the department or office may conduct the investigation of the circumstances surrounding the deceased or disabled person and report the findings to the Comptroller.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 393.
- VA S 821 Stuart (R)
Title: Workers Compensation
Summary: Creates a presumption that a workplace injury results from an accident arising out of employment for purposes of the Workers' Compensation Act if the employee is found dead or to have incurred a brain injury resulting from external mechanical force that impairs the employee's brain function to such an extent that the employee is incapable of recalling the relevant circumstances of the accident.
Status: 01/26/2009: In Senate Committee on Commerce and Labor: Failed to report.
- VA S 1047 Miller Y (D)
Title: Occupational Disease Presumption
Summary: Establishes a presumption that hypertension or heart disease causing the death or disability of a sworn Port Authority police officer is an occupational disease compensable under the Workers' Compensation Act.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 515.
- VA S 1158 Saslaw (D)
Title: Workers Compensation
Summary: Requires a pharmacist filling a prescription for medication for a workers' compensation claim to dispense a therapeutically equivalent drug product for a prescribed name-brand drug product; provides that the pharmacist shall fill the prescription with the name-brand drug product prescribed if a therapeutically equivalent drug product does not exist or costs more than the prescribed name-brand drug product; provides that the prescriber may specify that a brand name is medically necessary.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 559.
- VA S 1372 Ruff (R)

Title: Local Government Self Insurance Pools
Summary: Establishes a mechanism for the merger of the local government group self-insurance association and local government group self-insurance pool, for the purpose of allowing political subdivisions of the Commonwealth to provide workers' compensation insurance coverage for their employees.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 285.

VA S 1396 Norment (R)
Title: Purchase Of Service Handgun
Summary: Allows designated law-enforcement officers to purchase their service handgun for \$1 if they are receiving disability payments for a service-incurred disability with no expectation of returning to their former employment.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 289.

VA S 1522 Quayle (R)
Title: Line Of Duty Act
Summary: Provides that a state police officer who incurs a work-related injury in the line of duty shall receive supplemental short-term disability coverage providing income replacement for 100 percent of the officer's creditable compensation for up to one calendar year.
Status: 02/28/2009: Left in committee.

VA S 1539 Hurt (R)
Title: Line Of Duty Act
Summary: Relates to investigation of claims under the Line Of Duty Act; provides that when a police department or sheriff's office is the last employer of a deceased or disabled person, then the department or office may conduct the investigation of the circumstances surrounding the deceased or disabled person and report the findings to the Comptroller.
Status: 03/27/2009: Signed by Governor. Acts of Assembly. Chapter No. 580.

WASHINGTON

WA H 1212 Kirby (D)
Title: Industrial Insurance Death Benefits
Summary: Modifies industrial insurance death benefits for surviving spouses of members of the law enforcement officers' and firefighters' retirement system and the state patrol retirement system. Provides that the act applies to remarriages entered into on or after the effective date of the act.
Status: 04/26/2009: By order of Resolution - Returned to House. Placed on Third Reading.

WA H 1386 Condotta (R)
Title: Industrial Insurance Funds
Summary: Restricts the use of industrial insurance funds; provides that expenditures from the accident fund and the medical aid fund shall be made for purposes related to the payment of benefits or the administration of industrial insurance programs.
Status: 01/20/2009: Introduced. To House Committee on Commerce and Labor.

WA H 1402 Williams (D)
Title: Industrial Insurance Appeals
Summary: Restricts contact by employers, workers, and the Department of Labor and Industries with medical providers at specified stages after an appeal has been received in industrial insurance cases.
Status: 05/07/2009: Signed by Governor. Chapter No. 391

WA H 1554 Conway (D)
Title: Department of Labor and Industries
Summary: Authorizes the director of the department of labor and industries to issue a stop work order against an employer requiring the cessation of all business operations of the employer if the employer is found to be in violation of certain worker's compensation provisions.
Status: 04/26/2009: By order of Resolution - Returned to House. Placed on Third Reading.

WA H 2145 Condotta (R)
 Title: Industrial Insurance Final Settlement Agreements
 Summary: Establishes requirements for industrial insurance final settlement agreements; directs the department of labor and industries to develop and maintain a registry system by which it records final settlement agreements entered into between the parties.
 Status: 02/11/2009: Introduced. To House Committee on Commerce and Labor.

WA S 5306 Schoesler (R)
 Title: Studying Disability Benefit Options For Members Of
 Summary: Studies disability benefit options for members of the public employees' retirement system plan 2 and plan 3, the teachers' retirement system plan 2 and plan 3, and the school employees' retirement system plan 2 and plan 3; directs the Washington state institute for public policy, with the assistance and support of the office of the state actuary, to study, during the 2009 legislative interim, the options available to the legislature.
 Status: 01/20/2009: Introduced. To Senate Committee on Ways and Means.

WA S 5462 Holmquist (R)
 Title: Workers Compensation Benefits
 Summary: Simplifies and adding certainty to the calculation of workers' compensation benefits.
 Status: 01/22/2009: Introduced. To Senate Committee on Labor, Commerce & Consumer Protection.

WA S 5613 Kohl-Welles (D)
 Title: Workers Compensation Violations
 Summary: Authorizes the director of the department of labor and industries to issue a stop work order against an employer requiring the cessation of all business operations of the employer if the employer is found to be in violation of certain worker's compensation provisions.
 Status: 04/23/2009: Signed by Governor. Chapter No. 196

WA S 5614 Kohl-Welles (D)
 Title: Joint Legislative Task Force
 Summary: Addresses the recommendations of the joint legislative task force on the underground economy in the construction industry; requires the department of labor and industries to: Approve training on state law for applicants for contractor registration; Work with representatives of the business community to explore the need for continuing education for contractors.
 Status: 02/24/2009: From Senate Committee on Labor, Commerce & Consumer Protection: Do pass as substituted.

WA S 5627 McDermott (D)
 Title: Medical Providers Appeals
 Summary: Restricts contact with medical providers after appeals have been filed under industrial insurance; restricts contact with medical providers after appeals have been filed under industrial insurance; provides that the act applies to orders entered on or after the effective date of the act.
 Status: 01/27/2009: Introduced. To Senate Committee on Labor, Commerce & Consumer Protection.

WA S 5771 Jarrett (D)
 Title: Language Service Providers
 Summary: Exempts language service providers from the definition of employment and worker for the purposes of unemployment compensation and industrial insurance.
 Status: 01/30/2009: Introduced. To Senate Committee on Labor, Commerce & Consumer Protection.

WA S 5949 Marr (D)
 Title: Statewide Centers of Occupational Health and Education

Summary: Creates a statewide centers of occupational health and education program; declares that the centers of occupational health and education program has been: Very successful at reducing costs associated with workers' compensation claims; and Operating on a pilot basis, limiting access to these services to a small percentage of the Washington employee population and reducing potential cost savings.
Status: 02/09/2009: Introduced. To Senate Committee on Labor, Commerce & Consumer Protection.

WA S 6003 Haugen (D)
Title: Seamen
Summary: Concerns claims brought for the injury, illness, or death of seamen occurring from employment with the state.
Status: 02/12/2009: Introduced. To Senate Committee on Transportation.

WEST VIRGINIA

WV H 2140 Shaver (D)
Title: Disability Income
Summary: Excludes disability income received from a veteran for service related injuries from any calculation used to determine spousal support.
Status: 02/11/2009: Introduced. To House Committee on Veterans' Affairs and Homeland Security.

WV H 2416 Staggers (D)
Title: Worker's Compensation Benefits
Summary: Provides worker's compensation benefits to volunteer firefighters for cardiovascular or pulmonary diseases provided certain conditions of employment have been met.
Status: 02/16/2009: Introduced. To House Committee on Judiciary.

WV H 2430 Doyle (D)
Title: Workers' Compensation Coverage
Summary: Provides workers' compensation coverage for certain employees who perform duties attendant to racing activities.
Status: 02/16/2009: Introduced. To House Committee on Energy, Industry and Labor, Economic Development and Small Business.

WV H 2854 Louisos (D)
Title: Disability Benefits
Summary: Extends permanent total disability benefits to workers' compensation benefits claimants for life.
Status: 02/26/2009: Introduced. To House Committee on Judiciary.

WV H 2931 White H (D)
Title: Severance Tax on Timber
Summary: Removes a severance tax on timber for tax years 2010 through 2013; provides that during the period of discontinuance of the tax, the additional timber severance tax imposed by the Workers' Compensation Debt Reduction Act shall be determined in the same manner as if the timber severance tax is being imposed and collected.
Status: 06/09/2009: Act No. 207

WV H 3098 Guthrie (D)
Title: Workers' Compensation Board of Managers
Summary: Requires the Workers' Compensation Board of Managers to conduct a yearly review of available medical technologies, procedures and services, revising payment rates, and providing for payment of travel expenses of claimants.
Status: 04/02/2009: To Senate Committee on Judiciary.

WV H 3143 Hall D (D)
 Title: Cardiac Arrest
 Summary: Renders cardiac arrest as a compensable injury pursuant to West Virginia Workers' Compensation law.
 Status: 03/13/2009: Introduced. To House Committee on Judiciary.

WV H 3210 Boggs (D)
 Title: Superintendent of the State Police to Consult
 Summary: Permits the Superintendent of the State Police to consult with the Insurance Commissioner instead of the executive director of the Workers' Compensation Commission and changes the maximum medical care costs schedule.
 Status: 03/18/2009: Introduced. To House Committee on Government Organization.

WV H 3259 Walters (R)
 Title: Permanent Total Disability
 Summary: Relates to compromise and settlement of workers' compensation claims for permanent total disability.
 Status: 03/20/2009: Introduced. To House Committee on Judiciary.

WV H 3296 Manchin (D)
 Title: Attorney Fees
 Summary: Relates to the worker's compensation claimant attorney fees.
 Status: 03/23/2009: Introduced. To House Committee on Judiciary.

WV S 87 Facemyer (R)
 Title: Asbestos Claims Transparency Act
 Summary: Creating Asbestos Claims Transparency Act.
 Status: 02/11/2009: Introduced. To Senate Committee on Judiciary.

WV S 537 Minard (D)
 Title: Workers Compensation
 Summary: Relates to workers' compensation insurance (WCI), prime contractors' responsibility to injured employees of their subcontractors, subrogation rights of employees injured by third parties, subrogation in Old Fund claims, the Uninsured Employer Fund, purchase of WCI by governmental bodies, denial of temporary disability benefits claims, review by the Office of Judges of benefit denial, hearing loss and occupational pneumoconiosis claims, claimant travel expenses and licensing of third-party administrators.
 Status: 06/09/2009: Act No. 222

WV S 545 White (D)
 Title: Workers Compensation Claims
 Summary: Relates to volunteer firefighters' rebuttable presumptions for workers' compensation claims.
 Status: 03/11/2009: Introduced. To Senate Committee on Judiciary.

WV S 623 White (D)
 Title: Permanent Total Disability Benefits
 Summary: Extends permanent total disability benefits to claimants for life.
 Status: 03/17/2009: Introduced. To Senate Committee on Judiciary.

WISCONSIN

WI A 319 Joint Legislative Council
 Title: Regional Structural Collapse Teams
 Summary: Relates to regional structural collapse teams and granting rule-making authority; governs regional teams established to respond to structural collapse emergencies; considers a contracted team member as an employee of the state for purposes of worker's compensation benefits; specifies

circumstances in which the division will reimburse a team for costs incurred in responding to a structural collapse emergency, as well as the obligation of a person responsible for the structural collapse.

Status: 10/06/2009: Signed by Governor. Act No. 43

WI A 586 Sherman (D)
Title: Reimbursement for Payment for Medical Costs
Summary: Requires an employer or insurance carrier to reimburse a governmental unit that provides public assistance to pay medical costs occasioned by an injury for which worker's compensation is claimed and payment of a percentage of that reimbursement to an injured employee's attorney who obtains an award of worker's compensation for that injury.
Status: 11/18/2009: Introduced. To Assembly Committee on Jobs, The Economy, and Small Business.

WYOMING

WY H 54 Joint Interim Committee on Labor, Health & Social Services
Title: Workers Compensation Amendments
Summary: Relates to the worker's compensation act; provides that the state's subrogation recovery be reduced for recovery fees and costs; authorizes elective coverage for corporate officers, limited liability company members, partners and sole proprietors as specified; increases dependent children's, death and permanent impairment benefits; provides a minimum and extending the duration of temporary total disability benefit; revises the criteria for and distribution of employer premium credits.
Status: 03/05/2009: Signed by Governor. Chapter No. 156

WY S 18 Senate Select Committee on Mental Health and Substance Abuse Services
Title: Mental Health and Workers Compensation
Summary: Relates to workers compensation; amends the definition of injury to authorize coverage of a mental injury as specified.
Status: 02/12/2009: To House Committee on Labor, Health and Social Services.

Source: 2009 State Net Legislative Tracking Database, November 25, 2009 (final 2009 search).