

Regular Session, 2013

HOUSE BILL NO. 410

BY REPRESENTATIVE TALBOT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

WORKERS COMPENSATION: Provides with respect to the sunset of the Workers' Compensation Second Injury Fund

1 AN ACT

2 To amend and reenact R.S. 23:1371.2, relative to workers' compensation; to provide for the
3 submission deadlines to the Workers' Compensation Second Injury Fund; to extend
4 the sunset date of the fund; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 23:1371.2 is hereby amended and reenacted to read as follows:

7 §1371.2. Sunset of the fund

8 No claim shall be submitted for board approval with a date of accident after
9 December 31, ~~2014~~ 2019, and all submissions of documentation to support pending
10 claims shall be presented to the board on or before December 31, ~~2016~~ 2021. The
11 board shall render a decision of approval or denial on pending claims on or before
12 December 31, ~~2017~~ 2022. Reimbursement from the Second Injury Fund shall
13 continue to be processed as set forth in R.S. 23:1378(A) until all claims are closed.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Talbot

HB No. 410

Abstract: Extends the sunset date of the Workers' Compensation Second Injury Fund.

Present law creates the Second Injury Board and Second Injury Fund to encourage the employment, re-employment, or retention of employees who have a permanent, partial disability.

Present law provides that no claim shall be submitted for board approval with a date of accident after Dec. 31, 2014.

Proposed law changes the date for submission for the board with a date of accident from Dec. 31, 2014 to Dec. 31, 2019.

Present law requires that all submissions of documentation to support pending claims shall be presented to the board on or before Dec. 31, 2016.

Proposed law changes the date for submission of documentation to support pending claims from Dec. 31, 2016 to Dec. 31, 2021.

Present law requires the board to render a decision on pending claims on or before Dec. 31, 2017.

Proposed law changes the date for decisions on claims from Dec. 31, 2017, to Dec. 31, 2022.

Present law provides that reimbursement from the fund shall continue to be processed until all claims are closed.

Proposed law retains present law.

(Amends R.S. 23:1371.2)