



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

**BILLS ENACTED SINCE LAST UPDATE**

JURISDICTION	BILL	SUMMARY
New York	<u>S09149</u>	Relates to enacting the Justice for Injured Workers Act.

**PREVIOUSLY ENACTED BILLS**

JURISDICTION	BILL	SUMMARY
Alabama	<u>SB 150</u>	In part, excludes certain marketplace contractors who work for certain marketplace platforms from the definition of employment.
Alaska	<u>SB 131</u>	Relates to the presumption of compensability for a disability resulting from certain cancers in firefighters; relates to the payment of workers compensation benefits in the case of permanent partial impairment; relates to the payment of workers compensation death benefits.
Arizona	<u>HB 2120</u>	In part, narrows the injuries that are reported by employers and physicians to those requiring medical treatment; requires any experience rating adjustment, for claims involving medical-only loss, to be applied to reduce the impact of the loss in the employer's experience modification calculation.
Arizona	<u>HB 2202</u>	Relates to industrial commission; fee schedule; notice.
Arizona	<u>SB 1403</u>	Provides reporting requirements for insurance carriers and self-insured employers who receive notification of an injury by an injured employee who intends to file a workers compensation claim.
Arizona	<u>SB 1515</u>	Prohibits annual distributions from the Municipal Firefighter Cancer Reimbursement Fund (Fund) from exceeding the statewide total of all compensation and benefits paid by municipal payors to municipal firefighters and fire investigators. Requires undistributed monies to remain in the Fund.
California	<u>AB 1643</u>	Relates to establishing an advisory committee to study and evaluate the effects of heat on California's workers, businesses, and the economy. Requires: <ul style="list-style-type: none"> <li>• The committee to meet to recommend the scope of a study to the agency</li> <li>• The advisory committee, in considering the effects of heat on California's workers, businesses, and the economy, to recommend a study that addresses prescribed topics relating to data collection, certain economic losses, injuries and illnesses, and methods of minimizing the effect of heat on workers</li> <li>• Requires the advisory committee to be composed of specified representatives from state agencies, labor and business entities, and academia</li> </ul> The bill also authorizes the advisory committee to contract with academic institutions or other researchers to complete its work and to issue a report of its findings to the Legislature.
California	<u>AB 1681</u>	The bill: <ul style="list-style-type: none"> <li>• Authorizes the commissioner or their designated deputy commissioner to convene meetings with representatives of insurance companies or representatives of self-insured employers to discuss specific information concerning suspected, anticipated, or completed acts of insurance fraud</li> <li>• Authorizes a district attorney to convene a meeting with representatives of insurance companies or representatives of self-insured employers to discuss specific information concerning suspected, anticipated, or completed acts of insurance fraud and requires the commissioner, their designated deputy commissioner, or designated employees of the department from the department's Fraud or Legal Division to attend such a meeting</li> <li>• Protects a person sharing information pursuant to that authorization from civil liability for libel, slander, or any other relevant cause of action if the commissioner, their designated deputy commissioner, or designated employees of the department from the department's Fraud Division or the department's legal division are</li> </ul>



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

JURISDICTION	BILL	SUMMARY
		present at the meeting, they advise meeting participants, as specified, of guidelines to ensure compliance with federal and state antitrust laws, and there is no fraud or malice on the part of the participants
California	<u>AB 1751</u>	Relates to COVID-19 critical workers: <ul style="list-style-type: none"> <li>• Extends provisions relating to COVID-19 until January 1, 2024</li> <li>• Expands provisions applicable to firefighters and police officers to include active firefighting members of a fire department at the State Department of State Hospitals, the State Department of Developmental Services, the Military Department, the Department of Veterans Affairs, and to officers of a state hospital under the jurisdiction of the State Department of State Hospitals and the State Department of Developmental Services</li> </ul>
California	<u>AB 2057</u>	Relates to Department of Transportation: goods movement data; in part, requires the Department of Industrial Relations to provide the Department of Transportation with links to existing public registries and databases with information about drayage trucks, employers who are committing workers compensation fraud, and health and safety enforcement activity, as provided.
California	<u>AB 2148</u>	Extends the authorization to deposit indemnity payments in a prepaid card account until January 1, 2024.
California	<u>AB 2154</u>	In part, repeals the provisions relative to bonds issued to discharge workers compensation to additionally authorize California Insurance Guarantee Association (CIGA) to ask the California Infrastructure and Economic Development Bank to issue bonds if CIGA determines the insolvency of member insurers writing homeowners and automobile insurance and other insurance will result in covered claim obligations in excess of CIGA’s capacity to pay from current funds. If the board of CIGA asks the California Infrastructure and Economic Development Bank to issue bonds, requires the board to report specified information to the Assembly Committee on Insurance and the Senate Committee on Insurance within 60 days of the request, and annually thereafter while the bonds remain outstanding; authorizes CIGA to levy an assessment on member insurers writing homeowners and automobile insurance and other insurance to pay the principal of, and interest on, the bonds issued for that claims category, which would be recouped through a surcharge on applicable policies, thereby imposing a tax.
California	<u>AB 2848</u>	Requires the administrative director to contract with an outside independent research organization to evaluate and report on the impact of the provision of medical treatment within the first 30 days after a claim is filed for those claims filed between January 1, 2017, and January 1, 2021; requires the report to be completed before July 1, 2023.
California	<u>SB 216</u>	The bill: <ul style="list-style-type: none"> <li>• Until January 1, 2016, requires concrete contractors holding a C-8 license, warm-air heating, ventilation and air-conditioning (HVAC) contractors holding a C-20 license, asbestos abatement contractors holding a C-22 license, or tree service contractors holding a D-49 license to obtain and maintain workers compensation insurance even if that contractor has no employees</li> <li>• After July 1, 2023, and if the registrar finds the licensee has employees and lacks the proper valid certification, requires the suspension of any license that is active and has a C-8, C-20, C-22, or D-49 classification removed</li> <li>• Provides that a joint venture, as specified, that files a certificate of exemption is not required to obtain workers compensation insurance</li> </ul> As of January 1, 2026, requires all licensed contractors or applicants for licensure, regardless of classification, to obtain and maintain workers compensation insurance unless they are organized as a joint venture and file a certificate of exemption
California	<u>SB 1002</u>	The bill:



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

JURISDICTION	BILL	SUMMARY
		<ul style="list-style-type: none"> <li>Includes a licensed clinical social worker (LCSW) as treatment the employer is reasonably required to provide</li> <li>Expands the meaning of medical treatment to include the services of a LCSW and authorizes an employer to provide an employee with access to an LCSW, as defined, acting within the scope of their practice</li> <li>Authorizes medical provider networks to add LCSWs to the physician providers listing, authorize an LCSW to treat or evaluate an injured worker only upon referral from a physician, as defined, and prohibit an LCSW from determining disability, as specified</li> <li>Makes legislative findings and declarations in support of allowing licensed clinical social workers to treat work-related mental and behavioral health issues</li> </ul>
California	<u>SB 1127</u>	Increases the maximum time specified firefighters can access wage replacement disability benefits for cancer work-related injuries from 104 weeks within five years to 240 weeks with no time limit; reduces the time period an employer has to deny liability for a workers compensation claim from 90 to 75 days for a workers compensation claim for specified presumptive injuries.
Colorado	<u>HB 22-1112</u>	Concerns the notices required pertaining to on-the-job injuries covered by workers compensation insurance.
Colorado	<u>HB 22-1262</u>	Concerns the continuation of the authority of the director of the division of workers compensation to impose fines on an employer for a subsequent failure to carry workers compensation insurance within a specified period after a previous failure, and, in connection therewith, implementing the recommendation in the 2021 sunset report by the department of regulatory agencies.
Colorado	<u>HB 22-1347</u>	Relates to increasing funeral benefits, allowing for advance mileage expense payments, addressing the payment of scheduled ratings, and requiring reporting of certain active medical treatments.
Colorado	<u>HB 22-1354</u>	Relates to the release and disclosure of mental health records pertaining to an injured employee making a claim under the Workers Compensation Act of Colorado.
Colorado	<u>SB 22-013</u>	Concerns requirements for boards and commissions.
Colorado	<u>SB 22-035</u>	Concerns the occupational accident insurance coverage that independent contractors of carriers may acquire pursuant to standards set by the division of insurance.
Colorado	<u>SB 22-210</u>	Concerns the regulation of supplemental healthcare staffing agencies by the Department of Public Health and Environment, and in connection therewith, requiring supplemental healthcare staffing agencies to report data to the Department of Labor and Employment. Also concerns requiring the Department of Public Health and Environment to report to the General Assembly, the governor, and the attorney general's office concerning caps, or other methods of regulating service rates and rates charged to healthcare facilities, and making an appropriation.
Connecticut	<u>HB 5250</u>	Relates to making minor and technical changes to the Workers Compensation Act.
Connecticut	<u>SB 313</u>	Adopts the recommendations of the task force to study cancer relief benefits for firefighters.
Delaware	<u>SB 315</u>	Makes substantial changes to clarify and modernize the Workers Compensation Act.
District of Columbia	<u>B24-0841</u>	Provides that the payment or award of compensation under the workers compensation law of any other state shall not bar a claim for compensation under the District's workers compensation law for the same injury or death. Provides that any such award under the District's workers compensation law shall be reduced by the amount of compensation received or awarded under the workers compensation law of any other state.
District of Columbia	<u>B24-0842</u>	Provides that the payment or award of compensation under the workers compensation law of any other state shall not bar a claim for compensation under the District's workers compensation law for the same injury or death; provided, that any such award under the District's workers compensation law shall be reduced by the amount of compensation received or awarded under the workers compensation law of any other state.



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

JURISDICTION	BILL	SUMMARY
District of Columbia	<u>PR24-0783</u>	Declares the existence of an emergency with respect to the need to amend the District of Columbia Workers Compensation Act of 1979 to provide that the payment or award of compensation under the workers compensation law of any other state shall not bar a claim for compensation under the District’s workers compensation law for the same injury or death; provided that any such award under the District’s workers compensation law shall be reduced by the amount of compensation received or awarded under the workers compensation law of any other state.
Florida	<u>HB 453</u>	Authorizes use of specified physical examination for presumption; requires fire-service provider to maintain records of employee physical examinations for a specified period; creates presumption if records are destroyed before that period has elapsed; requires employing agency to maintain records of employee physical examinations for a specified period; creates presumption if records are destroyed before that period has elapsed.
Florida	<u>HB 689</u>	Relates to benefits for post-traumatic stress disorder; provides that the time for specified notice in certain cases is measured from the time of the qualifying event or the diagnosis of the disorder, rather than the manifestation of the disorder, whichever is later; provides that post-traumatic stress disorder suffered by a correctional officer is a compensable occupational disease under certain circumstances; provides a standard of proof; provides requirements for benefits offered to a correctional officer for post-traumatic stress disorder; specifies when a claim for post-traumatic stress disorder must be noticed; requires certain employing agencies to provide certain educational training.
Florida	<u>HB 959</u>	In part, revises the definition of the term "employer"; revises information that must be submitted with the notice of election to be exempt from workers compensation coverage; provides the circumstance under which the department must send certain electronic notifications to workers compensation carriers; provides information included in such notification; requires certificates of election to be exempt to contain certain notice; deletes a provision requiring certain corporation officers to maintain business records; revises applicability of certificates of election to be exempt; revises the timeframe for certain employers to produce specified records under certain circumstances; removes the requirement that specified information be updated daily on certain websites; prohibits employers from entering a payment agreement schedule with the department unless a specified condition is met; revises circumstances that result in immediate reinstatement of stop-work orders; revises penalty assessments; revises the timeline and methods for workers compensation carriers to send certain informational brochure to injured workers; revises methods by which such informational brochure is sent to employers; specifies workers compensation policies that require physical onsite audits for a specified class.
Florida	<u>HB 1023</u>	Relates to insolvent insurers; provides required factors to be used in determination and fixing of rates for premiums paid to insolvent insurers for specified coverages; authorizes insurers to elect not to recoup advance assessments paid to the Florida Insurance Guaranty Association, Incorporated; provides calculations of insurers' assets under specified circumstances; revises provisions relating to payments of assessments and insurers' reconciliation reports to association; requires insurers to pay assessments to association, rather than to collect such assessments; specifies payments that certain insurers must make to association; requires insurers to treat insureds' failure-to-pay surcharges, rather than recoupment charges, as failure-to-pay premiums; provides that insurers are liable for surcharges and are not liable for uncollectible surcharges; removes requirement that insurers treat insureds' failure-to-pay emergency assessments as failure-to-pay premiums; revises provisions relating to insurers' collection of surcharges and payments of assessments to Florida Workers Compensation Insurance Guaranty Association, Incorporated.
Florida	<u>SB 156</u>	Specifies the entities that must receive requests for loss run statements. Specifies that insurers must provide loss run statements under certain circumstances. Specifies the required claims history in loss run statements for group health insurance.
Florida	<u>SB 2516</u>	Relates to the Office of the Judges of Compensation Claims. Deletes a requirement for the office to maintain district offices and personnel at a certain level.



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

JURISDICTION	BILL	SUMMARY
Florida	<u>SB 7018</u>	Relates to a review under the Open Government Sunset Review Act; provides an exemption from public records requirements for the personal identifying information of an injured or deceased employee, which is contained in reports, notices, records, or supporting documentation held by the Department of Financial Services pursuant to the Workers Compensation Law; and removes the scheduled repeal of the exemption.
Georgia	<u>HB 1409</u>	Relates to increasing the compensation benefits for total disability and temporary partial disability; increases the total compensation payable to a surviving spouse as a sole dependent at the time of death.
Hawaii	<u>SB 3142</u>	Adds reserve public safety law enforcement officers to the list of volunteer occupations covered under the workers compensation law. Allows reserve public safety law enforcement officers who are injured under specific conditions to receive workers compensation. Adds reserve public safety law enforcement officers to the list of volunteers who are covered under the conditions for computing average weekly wages.
Idaho	<u>HB 590</u>	Relates to settlement agreements and lump sum payments.
Illinois	<u>HB 1208</u>	Replaces language regarding the qualifications of commissioners of the Illinois Workers Compensation Commission with language requiring each commissioner appointed on or after the effective date of the amendatory Act to be authorized to practice law in Illinois; provides that the performance of arbitrators shall be reviewed by the chairman every other year, or more often at the discretion of the chairman (rather than on an annual basis); provides that no arbitrator shall hear cases in any county, other than Cook County, for more than four years consecutively (rather than two years in each three-year term); provides for the dissolution of the Self-Insurers Administration Fund and for the transfer of the moneys in that fund to the Self-Insurers Security Fund; authorizes expenditures from the Self-Insurers Security Fund for the purposes that were authorized for the Self-Insurers Administration Fund.
Illinois	<u>SB 3865</u>	Amends various Acts to make changes concerning references to noncitizen individuals and non-domestic entities.
Indiana	<u>HB 1094</u>	In part, requires that, not later than December 31, 2022, the Indiana Department of Education (Department) to: <ul style="list-style-type: none"> <li>• issue a request for proposals for the purpose of contracting with a company to provide; or</li> <li>• enter into a memorandum of understanding with a statewide entity to facilitate the procurement of; and</li> <li>• provide adequate employer liability and workers compensation insurance coverage for employers that employ students in work-based learning courses</li> </ul> Provides that the total amount of funds that the Department may expend to carry out the request for proposals or the memorandum of understanding must be less than \$100,000. Provides that an employer: <ul style="list-style-type: none"> <li>• may purchase the employer liability and workers compensation coverage; and</li> <li>• is responsible for paying any costs associated with purchasing the coverage.</li> </ul>
Indiana	<u>HB 1153</u>	Provides that if, after the occurrence of an accident: <ul style="list-style-type: none"> <li>• compensation is paid for temporary total disability or temporary partial disability, then the two-year limitation period to file an application for adjustment of claim begins to run on the last date for which the compensation was paid;</li> <li>• increases benefits for injuries and disablements by 3% each year for four years, beginning on July 1, 2023;</li> <li>• adds an ambulatory outpatient surgical center to the definition of "medical service facility" under the workers compensation law;</li> <li>• makes certain changes to the definition of "pecuniary liability;" and</li> </ul>



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

JURISDICTION	BILL	SUMMARY
		<ul style="list-style-type: none"> <li>establishes clean claim payment requirements related to workers compensation claims.</li> </ul>
Iowa	<u>HF 2411</u>	Relates to replacements of permanent prosthetic devices for injured workers.
Kentucky	<u>HB 307</u>	Relates to liability and workers compensation self-insurance group investments.
Kentucky	<u>HB 506</u>	Relates to the recognition and registration of professional employer organizations.
Louisiana	<u>HB 93</u>	Provides for continuances in mediations, hearings, and trials. Requires the granting of continuances under certain circumstances.
Louisiana	<u>HB 239</u>	Provides for motions to stay. Requires the granting of a motion to stay under certain circumstances. Requires status conferences. Prohibits dismissal on the grounds of abandonment.
Maine	<u>LD 305</u>	Relates to forest rangers and forest-fire prevention specialists in the Bureau of Forestry's Forest Protection Unit in the laws concerning cancer suffered by firefighters.
Maine	<u>LD 840</u>	Relates to preventing power line electrocutions. In part, relates to liability.
Maine	<u>LD 1879</u>	Relates to an Act to support law enforcement officers, corrections officers, E-9-1-1 dispatchers, firefighters, and emergency medical services persons diagnosed with post-traumatic stress disorder.
Minnesota	<u>HB 1203</u>	Adopts recommendations of the 2022 Workers Compensation Advisory Council; in part, extends the COVID-19 presumption for workers compensation eligibility.
Minnesota	<u>HF 3989</u>	In part, adds physician assistants to certain statutes.
Minnesota	<u>SF 3540</u>	In part, requires the Department of Labor and Industry to study the adequacy of current benefits available to disabled and injured police officers.
Mississippi	<u>SB 2095</u>	Enacts the Mississippi Medical Cannabis Act.
Nebraska	<u>LB 780</u>	In part, provides for applicability of the Employment Security Law and the Nebraska Workers Compensation Act to transit authorities.
New Hampshire	<u>HB 589</u>	Amends the definition of "critical exposure" for the purpose of the workers compensation law and provides for payment of testing and treatment by a medical provider.
New Hampshire	<u>SB 357</u>	Reestablishes the commission to study incidence of post-traumatic stress disorder in first responders and ensures that mental health training is available for first responders, law enforcement, fire service, emergency medical service, and corrections personnel.
New Jersey	<u>S 771 (2020)</u>	Expands workers compensation coverage to parking areas provided by employer.
New York	<u>A08708</u>	Relates to claims for attorney's fees.
New York	<u>A08726</u>	Requires the workers compensation board to appoint the uninsured employers fund as the responsible party when the identity of the responsible insurance carrier for the employer cannot be determined within 30 days of the filing of a new claim.
New York	<u>A09619</u>	Relates to amending the executive law relating to the authority of the New York Black Car Operators' Injury Compensation Fund, Inc.
New York	<u>A09922</u>	Relates to presumptive evidence for individuals who participated in the World Trade Center rescue, recovery, and cleanup operations.
New York	<u>S07843</u>	Requires the workers compensation board to provide translations of certain documents and forms.
New York	<u>S09294</u>	Amends the retirement and Social Security law and the workers compensation law, in relation to extending the deadline for submission of a notice that a member of a retirement system participated in 9/11 World Trade Center rescue, recovery, or cleanup operations.



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

JURISDICTION	BILL	SUMMARY
North Carolina	<u>SB 496</u>	Amends and to make clarifying changes to various insurance laws, as recommended by the Department of Insurance.
Ohio	<u>HB 447</u>	Relates to workers compensation and employees who work from home.
Oklahoma	<u>SB 524</u>	Directs the insurance commissioner to develop an assigned risk plan providing workers compensation insurance; repeals CompSource Mutual Insurance Company Act.
Oklahoma	<u>SJR 51</u>	Relates to a joint resolution approving a fee schedule for maximum rates paid for reimbursement to medical providers.
Oregon	<u>HB 4086</u>	Relates to beneficiaries; expands scope of retaliation provision for workers compensation benefits; and amends definitions of "beneficiary," "child" and "dependent" and replaces term "invalid" with "incapacitated."
Oregon	<u>HB 4113</u>	Adds to cancers covered by rebuttable presumption of occupational disease for eligible nonvolunteer firefighters. Requires Workers Compensation Management-Labor Advisory Committee to review material published by National Institute for Occupational Safety and Health related to cancers associated with nonvolunteer firefighters.
Oregon	<u>HB 4138</u>	Relates to authorization of temporary disability, claim closure and overpayments of compensation.
Oregon	<u>SB 1529</u>	Allows Public Health Director to direct and deploy volunteer emergency healthcare providers under specified circumstances. In part, requires Oregon Health Authority to provide workers compensation coverage for volunteer emergency healthcare providers.
Oregon	<u>SB 1585</u>	Directs Department of Consumer and Business Services, Employment Department and Oregon Health Authority to enter into intergovernmental agreement for sharing of information to enable Department of Consumer and Business Services to inform beneficiaries of their rights to workers compensation death benefits; and restricts Oregon Health Authority to sharing information regarding deaths from COVID-19 associated with workplace outbreaks published by authority.
Rhode Island	<u>H7593</u>	Relates to food and drugs; Rhode Island Cannabis Act.
Rhode Island	<u>H8259</u>	Relates to labor and labor relations; workers compensation.
Rhode Island	<u>S2430</u>	Relates to food and drugs; Rhode Island Cannabis Act.
Rhode Island	<u>S2977</u>	Relates to labor and labor relations; workers compensation.
South Dakota	<u>SB 17</u>	Revises provisions regarding cost reimbursement associated with medical cannabis.
Tennessee	<u>SB 1569</u>	Adds leukemia and testicular cancer to the list of cancers for which a presumption is created that certain conditions or impairments of full-time firefighters caused by leukemia, testicular cancer, or other listed cancers arose out of employment unless the contrary is shown by competent medical evidence.
Tennessee	<u>SB 2353</u>	Extends the deadline, from the last day of the sixth month following the end of the fiscal year to the last day of the ninth month, for an employer to file an annual certified financial statement with the department of commerce and insurance for purposes of showing the employer's ability to pay all workers compensation claims that may arise against the employer.
Tennessee	<u>SB 2437</u>	Increases, from two to three, the number of terms a judge of the workers compensation appeals board may be appointed to serve; and changes the conditions to appeal the board's decision on whether to certify a compensation order of the court.
Utah	<u>HB 16</u>	Modifies provisions of the Emergency Management Act.
Utah	<u>HB 287</u>	Amends provisions of the Volunteer Government Workers Act.
Utah	<u>HB 301</u>	Relates to medication dispenser amendments.
Utah	<u>HB 369</u>	Relates to medical panel governmental immunity amendments.



BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

**NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)**

JURISDICTION	BILL	SUMMARY
Utah	<u>HB 402</u>	Relates to uninsured motorist amendments.
Utah	<u>SB 258</u>	Relates to Rocky Mountain Center for Occupational and Environmental Health amendments.
Vermont	<u>H 559</u>	Establishes the rate of contribution to the Workers Compensation Administrative Fund for direct calendar year premiums for workers compensation in fiscal year 2023.
Virginia	<u>HB 689</u>	Adds scooters to the list of medical equipment an employer is required to furnish to an employee under certain circumstances under the Virginia Workers Compensation Act; raises the limit on the aggregate cost of items and modifications required to be furnished by an employer to an injured employee from \$42,000 to \$55,000, to be increased on an annual basis.
Virginia	<u>HB 932</u>	Extends from December 31, 2021, to December 31, 2022, the date by which COVID-19 causing the death or disability of a healthcare provider is presumed to be an occupational disease compensable under the Workers Compensation Act.
Virginia	<u>HB 1042</u>	Provides that the time period for filing a workers compensation claim for certain cancers is two years after a diagnosis of the disease is first communicated to the employee or within 10 years from the date of the last injurious exposure in employment, whichever first occurs; provides, however, that such claim for benefits shall be barred if an employee is 65 years of age or older, regardless of the date of diagnosis, communication, or last injurious exposure in employment.
Virginia	<u>SB 351</u>	Requires compensation for permanent and total incapacity to be awarded for the loss of both hands, both arms, both feet, both legs, both eyes, or any two thereof either from the same accident or a compensable consequence of an injury sustained in the original accident.
Virginia	<u>SB 562</u>	Provides that the time period for filing a workers compensation claim for certain cancers is two years after a diagnosis of the disease is first communicated to the employee or within 10 years from the date of the last injurious exposure in employment, whichever first occurs; provides, however, that such claim for benefits shall be barred if an employee is 65 years of age or older, regardless of the date of diagnosis, communication, or last injurious exposure in employment.
Virginia	<u>SB 677</u>	Provides that cost-of-living supplements shall be payable to claimants who are receiving disability benefits under the Virginia Workers Compensation Act but are not receiving federal disability benefits.
Washington	<u>HB 1902</u>	Relates to providing an exception to the process for reopening a workers compensation claim when the claimant submits a reopening application in a timely manner.
Washington	<u>HB 2076</u>	Relates to rights and obligations of transportation network company drivers and transportation network companies.
Washington	<u>SB 5701</u>	Relates to determining monthly wages for workers compensation.
Washington	<u>SB 5890</u>	Clarifies eligibility for the presumption for workers compensation for all personnel working at a radiological hazardous waste facility.
West Virginia	<u>HB 4296</u>	Revises outdated provisions within Chapter 23 of the West Virginia Code, which pertains to workers compensation.
Wisconsin	<u>AB 911</u>	Makes various changes to the workers compensation law, as administered by the Department of Workforce Development and the Division of Hearings and Appeals in the Department of Administration.
Wyoming	<u>HB 59</u>	Amends the experience rating system requirements for claims related to COVID-19.





## NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2022 ENACTED LEGISLATION YEAR TO DATE (AS OF 12/31/22)

BILLS NEWLY ADDED SINCE THE LAST UPDATE ARE LISTED FIRST AND HIGHLIGHTED IN "YELLOW."

### Contact Information

If you have any questions about the legislation or proposals mentioned, please contact the appropriate NCCI [state relations executive](#) or a representative of your local insurance trade association.

© 2023 National Council on Compensation Insurance (NCCI) Inc. All Rights Reserved.

This report is informational and is not intended to provide an interpretation of state and federal regulations.

This report is furnished "As Is" "With All Defects" and includes information available at the time of publication only. NCCI makes no representations or warranties relating to this report of any kind and expressly disclaims any and all express, statutory, or implied warranties including the implied warranty of merchantability, fitness for a particular purpose, completeness or correctness. Additionally, you assume all responsibility for the use of, and for any and all results derived or obtained through, the report. No employee or agent of NCCI or its affiliates is authorized to make any warranties of any kind regarding this report. Any and all results, conclusions, analyses, or decisions developed or derived from, on account of, or through your use of the report are yours, and NCCI does not endorse, approve, or otherwise acquiesce in your actions, results, analyses, or decisions, nor shall NCCI have any liability thereto.