



NATIONAL COUNCIL ON COMPENSATION INSURANCE, INC.—2024 ENACTED LEGISLATION YEAR TO DATE (AS OF 4/30/24)

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

BILLS ENACTED SINCE LAST UPDATE

JURISDICTION	BILL	SUMMARY
Arizona	<u>HB 2204</u>	Allows an insurance carrier to reduce the amount of premiums paid by an employer by up to 5% if the employer is a part of a qualifying membership organization and the insurance carrier has a program agreement with that membership organization.
Colorado	<u>HB 24-1139</u>	Concerns the payment of death benefits after remarriage to a surviving spouse of a state employee who worked in a job with a high-risk classification.
Colorado	<u>SB 24-155</u>	Ensures accurate payment of family and medical leave benefits.
Georgia	<u>HB 1114</u>	The bill: <ul style="list-style-type: none"> • Relates to insurance, so as to enact the "Data Analysis for Tort Reform Act" • Provides for definitions • Provides for applicability • Provides for data collection from certain insurers, insurance rating organizations, and state agencies • Provides for confidentiality • Provides for data analysis • Provides for reports • Provides for automatic repeal
Hawaii	<u>HCR 81</u>	Requests the Director of Labor and Industrial Relations to amend Title 12, Chapter 15, Hawaii Administrative Rules, to clarify that compensation for advanced practice registered nurses under the state's workers compensation law is distinct from compensation for registered nurses and shall be 100% of the fees authorized under the Medicare fee schedule.
Hawaii	<u>HR 53</u>	Requests the Department of Labor and Industrial Relations to convene an underground economy interagency task force to combat the underground economy and employee misclassification in the construction industry.
Hawaii	<u>HR 66</u>	Requests the Director of Labor and Industrial Relations to amend Title 12, Chapter 15, Hawaii Administrative Rules, to clarify that compensation for advanced practice registered nurses under the state's workers compensation law is distinct from compensation for registered nurses and shall be 100% of the fees authorized under the Medicare fee schedule.
Hawaii	<u>SCR 33</u>	Requests the Department of Labor and Industrial Relations to convene an interagency task force to combat the underground economy and employee misclassification in the state's construction industry.
Hawaii	<u>SR 22</u>	Requests the Department of Labor and Industrial Relations to convene an interagency task force to combat the underground economy and employee misclassification in the state's construction industry.
Kansas	<u>HB 2787</u>	In part, the bill: <ul style="list-style-type: none"> • Relates to the Kansas Insurance Guaranty Association Act • Updates certain definitions, terms, and conditions thereto



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		<ul style="list-style-type: none"> • Establishes continuity of guaranty fund coverage when a policy is transferred from one insurer to another and of guaranty fund coverage related to cybersecurity insurance • Includes health maintenance organizations as member insurers • Broadens the assessment base for long-term care insolvencies • Authorizes the Commissioner of Insurance to reduce the number of members of the association's board of directors
Kansas	<u>SB 430</u>	<p>The bill:</p> <ul style="list-style-type: none"> • Concerns workers compensation • Relates to: <ul style="list-style-type: none"> ○ Coverage under the act ○ Notice ○ Benefits ○ Liability limitations ○ Definitions ○ Evidentiary standards ○ Hearings ○ Admission of evidence ○ Procedures ○ Settlements ○ Other matters • Provides coverage for members of the Kansas National Guard under the Workers Compensation Act • Limits reduction to awards for functional impairment on the basis of preexisting impairment to preexisting impairment to the same physical structure as the body part injured • Limits reductions to benefits based on retirement benefits • Defines registered mail • Requires a judicial determination of dependency for immediate payment of death benefit • Increases the maximum amount of death benefits • Extends the time period for payments to dependent children when in schools • Provides for a yearly adjustment to the maximum death benefit to commence in 2027 • Increases the minimum weekly payment for permanent total disability



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		<ul style="list-style-type: none"> • Adds certain functional impairment requirements to the determination of permanent total disability • Increases the minimum weekly payment amount for temporary total disability • Provides that loss of use of a scheduled member shall be the percentage of functional impairment the employee sustained on account of the injury • Reduces the percentage of functional impairment required for eligibility for permanent partial general disability compensation • Increases employers' maximum liability for permanent total disability, temporary total disability, permanent or temporary partial disability, and permanent partial disability, and provides for a yearly adjustment in such maximum liability limits to commence in 2027 • Applies an employer's credit for voluntary payments of unearned wages to any award • Increases the maximum employer liability for unauthorized medical care • Increases the evidentiary standard for future medical treatment after maximum medical improvement in certain circumstances • Limits proceedings for post-award medical benefits • Creates a presumption that no costs or attorney fees be awarded when requests for post-award medical benefits are provided within 30 days • Defines money for purposes of the average weekly wage • Excludes the first week of employment in the calculation of an employee's average weekly wage under certain circumstances • Allows payment of certain benefits by electronic funds transfer or payment card • Increases employer liability for expenses of claimant for required examinations • Establishes procedures for neutral healthcare examinations and for the exchange of medical reports between parties • Provides for the admission of medical reports without necessity of additional foundation subject to compliance with certain procedures • Extends deadlines for notice to an employer by an employee of injury • Eliminates the three-year deadline for a claimant's motion to extend time for proceeding to avoid dismissal for lack of prosecution • Prohibits an award from including future medical treatment unless a specified standard of proof is met • Clarifies certain language referencing a claimant • Provides a procedure for expedited settlement on written stipulations by means of a form established by the director of workers compensation • Allows the record of hearings by digital recording and transcription by either a court reporter or a notary public • Provides that certified reporters fees be taxed as costs if no record is taken • Provides for the workers compensation fund to implead a principal as a party in a proceeding • Provides for certain other changes to the Workers Compensation Act
Kentucky	<u>HB 401</u>	Relates to workers compensation.
Maine	<u>LD 2233</u>	Provides for legislative review of Chapter 255: Workers Compensation Fronting Companies, a major substantive rule of the Department of Professional and Financial Regulation, Bureau of Insurance that was filed outside the legislative rule acceptance period.



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Maryland	<u>HB 584</u>	Provides that certain first responders who have thyroid, colon, or ovarian cancer are presumed, under certain circumstances, to have an occupational disease that was suffered in the line of duty and is compensable under workers compensation law.
Maryland	<u>HB 669</u>	The bill: <ul style="list-style-type: none"> • Alters the frequencies in which industrial noise must be for an employer to be required to provide workers compensation to a covered employee for hearing loss • Alters the method used to determine the percentage of hearing loss deafness for purposes of workers compensation • Alters the method used to determine the deduction required to be made to allow for the average amount of hearing loss from nonoccupational causes in the population for purposes of calculating workers compensation benefits for occupational deafness
Maryland	<u>SB 216</u>	Alters the penalties for an employer’s failure to secure required workers compensation insurance or comply with an order of the State Workers Compensation Commission regarding an employer’s failure to secure required workers compensation insurance.
Maryland	<u>SB 476</u>	Provides that certain first responders who have thyroid, colon, or ovarian cancer are presumed, under certain circumstances, to have an occupational disease that was suffered in the line of duty and is compensable under workers compensation law.
Maryland	<u>SB 843</u>	The bill: <ul style="list-style-type: none"> • Alters the frequencies in which industrial noise must be for an employer to be required to provide workers compensation to a covered employee for hearing loss • Alters the method used to determine the percentage of hearing loss deafness for purposes of workers compensation • Alters the method used to determine the deduction required to be made to allow for the average amount of hearing loss from nonoccupational causes in the population for purposes of calculating workers compensation benefits for occupational deafness
Minnesota	<u>HF 4483</u>	The bill: <ul style="list-style-type: none"> • Relates to legislative enactments • Makes miscellaneous technical corrections to laws and statutes • Corrects erroneous, obsolete, and omitted text and references • Removes redundant, conflicting, and superseded provisions
Mississippi	<u>SB 2740</u>	Authorizes counties, municipalities, school districts, and political subdivisions to pool their risks and negotiate for the purchase of property insurance, or the establishment of a self-insurance fund or self-insurance reserves, or any combination thereof.
Nebraska	<u>LB 1017</u>	Changes the schedule of compensation for loss or loss of use of more than one specific part of the body from injury or illness resulting in disability as prescribed.
Nebraska	<u>LB 1073</u>	Adopts the Peer-to-Peer Vehicle Sharing Program Act and provides, changes, and prohibits certain actions relating to insurance, real estate, and deceptive trade practices; in part, relates to onsite audits of the operations of third-party administrators of insurers.
Oklahoma	<u>SB 1627</u>	Allows cancellation notices to be sent electronically by certain insurers.



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Oregon	<u>HB 4010</u>	In part, the bill: <ul style="list-style-type: none"> • Makes changes to laws about prescription drugs and some healthcare providers • Says the Oregon State Hospital does not have to do certain things about staffing • Changes the term "physician assistant" to "physician associate" • Specifies that flavoring of a prescription drug is not compounding
Tennessee	<u>HB 2306</u>	Requires the department to compile and maintain a list of employers that are self-insured for purposes of workers compensation; requires the list to be published on the department's website in a publicly accessible location.
Tennessee	<u>SB 2378</u>	Requires the comptroller of the Treasury to conduct a study of all insurers, including insurance pools, that provide policies of workers compensation coverage to local governmental entities, including a review of each insurer's solvency, a comparative rate study, and an analysis of the process to bid out, procure, or otherwise obtain such a policy.
Virginia	<u>HB 1417</u>	Removes the requirements that the governing body of a locality shall forward a signed certification to the Virginia Workers Compensation Commission and the Commission shall conduct periodic audits of selected contractors to whom such body has issued business licenses, thereby eliminating the need for commissioners of the revenue to send the Commission 61A forms.
Virginia	<u>HB 1418</u>	Exempts certain rules of the Virginia Workers Compensation Commission from the requirements of the Administrative Process Act, provided the Commission provides an opportunity for public comment on the rules prior to adoption.
Virginia	<u>SB 241</u>	Requires that when an employee's workers compensation claim is denied, an employer or insurer shall include in its letter denying benefits a notice that the employee has a right to dispute the claim denial through the Virginia Workers Compensation Commission.
Virginia	<u>SB 509</u>	Provides that certain interlocutory orders shall not be appealable to the Court of Appeals unless the circuit court grants a party's motion to certify such order for interlocutory appeal.

PREVIOUSLY ENACTED BILLS

JURISDICTION	BILL	SUMMARY
District of Columbia	<u>B25-0512</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>B25-0645</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.



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District of Columbia	<u>PR25-0586</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.
Florida	<u>SB 82</u>	Directs the Division of Law Revision to prepare a reviser’s bill for the 2024 Regular Session of the Legislature to replace references to the terms “Department of Economic Opportunity” and “Secretary of Economic Opportunity,” wherever they occur in the Florida Statutes, with the terms “Department of Commerce” and “Secretary of Commerce,” respectively.
Maine	<u>LD 1896</u>	Directs the Workers Compensation Board to analyze data on the adequacy of certain Maine workers compensation benefits.
New Hampshire	<u>HR 28</u>	Relates to a resolution urging for the compensation for injuries from perfluoroalkyl and polyfluoroalkyl substances (PFAS) and for the closure and cleaning of sites affected by PFAS.
New Jersey	<u>A 5909</u>	Revises workers compensation coverage for certain injuries to certain volunteer and professional public safety and law enforcement personnel.
New Jersey	<u>S 723</u>	Concerns the employment rights of domestic workers and amends and supplements various parts of the statutory law.
Ohio	<u>SB 106</u>	Relates to workers compensation coverage for testing when certain medical professionals are exposed to chemical substances or bodily fluids in the course of employment and regards medical release forms for workers compensation claims.
Oregon	<u>SB 1580</u>	Relates to fraudulent misrepresentation by employers to reduce workers compensation premiums.
South Dakota	<u>SB 88</u>	Provides information to an injured employee about eligibility in a program offered by a nonprofit organization.
Tennessee	<u>HB 1694</u>	In part, requires an employer to report to the bureau of workers compensation each accident that results in a work-related death or personal injury within 14 calendar days of the date the employer is notified of the accident or has knowledge of the accident, whichever is earlier, instead of reporting accidents at different intervals based upon the nature of the injury and whether the injured employee is able to return within seven days of the accident.
Tennessee	<u>SB 1601</u>	Extends the Bureau of Workers Compensation to June 30, 2029.
Utah	<u>HB 231</u>	Relates to motor vehicle insurance modifications.
Utah	<u>HB 245</u>	Relates to the Utah National Guard.
Utah	<u>HB 534</u>	Modifies boards and commissions.
Utah	<u>SB 276</u>	Relates to sunset and repeal date code corrections.
Vermont	<u>H 849</u>	Relates to technical corrections for the 2024 legislative session.
Virginia	<u>HB 205</u>	Prohibits an employer or workers compensation carrier from seeking recovery of a payment made to a healthcare provider for healthcare services rendered to a claimant, unless such recovery is sought less than one year from the date payment was made to the healthcare provider. Prohibits a healthcare provider from submitting a claim to the Workers Compensation Commission contesting the sufficiency of payment for healthcare services rendered to a claimant unless such claim is filed within one year of the date the last payment is received by the healthcare provider.



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Washington	<u>HB 1927</u>	Reduces the number of days that a worker's temporary total disability must continue to receive industrial insurance compensation for the day of an injury and the three-day period following the injury.
Washington	<u>HB 2041</u>	Concerns physician assistant collaborative practice.
Washington	<u>HB 2127</u>	Relates to increasing incentives to return to work in workers compensation.
Washington	<u>HB 2382</u>	Concerns death benefits applicable to drivers of transportation network companies.
Washington	<u>SB 5950</u>	Makes 2023-2025 fiscal biennium supplemental operating appropriations.
West Virginia	<u>SB 170</u>	The bill: <ul style="list-style-type: none"> • Relates to compensable diseases of certain firefighters covered by workers compensation • Establishes rebuttable presumption of injury arising out of, and in the course of, employment for certain covered firefighters that develop bladder cancer, mesothelioma, and testicular cancer • Provides for conditions of the presumption • Provides that the rebuttable presumption expires on July 1, 2027, unless extended by the Legislature
Wisconsin	<u>AB 1073</u>	Relates to various changes to the workers compensation law.
Wyoming	<u>HB 66</u>	Authorizes firefighters to receive annual cancer screenings under the Wyoming Workers Compensation Act.
Wyoming	<u>HB 72</u>	Authorizes consideration of specified investment earnings for determining rates under the workers compensation program; conforms provisions for the actuarially reasonable provision for adverse deviation.



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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.

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