



# Senate

General Assembly

**File No. 235**

February Session, 2006

Senate Bill No. 461

*Senate, March 30, 2006*

The Committee on Labor and Public Employees reported through SEN. PRAGUE of the 19th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

***AN ACT CONCERNING NOTICE OF THE AVAILABILITY OF WORKERS' COMPENSATION TO AN INJURED EMPLOYEE.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 31-294b of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2006*):

3 Any employee who has sustained an injury in the course of his  
4 employment shall immediately report the injury to his employer, or  
5 some person representing his employer. If the employee fails to report  
6 the injury immediately, the commissioner may reduce the award of  
7 compensation proportionately to any prejudice that he finds the  
8 employer has sustained by reason of the failure, provided the burden  
9 of proof with respect to such prejudice shall rest upon the employer.  
10 Upon receipt of a report of injury by an employee, the employer shall  
11 notify such employee, in writing, of the availability of workers'  
12 compensation. The chairman of the Workers' Compensation  
13 Commission shall adopt regulations, in accordance with the provisions  
14 of chapter 54, specifying the information to be contained in and the

15 manner of providing such notice.

|   |                        |         |
|---|------------------------|---------|
| This act shall take effect as follows and shall amend the following sections: |                        |         |
| Section 1   | <i>October 1, 2006</i> | 31-294b |

**LAB**      *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

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***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

***Explanation***

This bill, which requires an employer who receives a report of injury from an employee to notify the employee in writing of the availability of workers' compensation, has no fiscal impact on the state.

***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None

**OLR Bill Analysis****SB 461*****AN ACT CONCERNING NOTICE OF THE AVAILABILITY OF WORKERS' COMPENSATION TO AN INJURED EMPLOYEE.*****SUMMARY:**

This bill requires an employer who receives a report of injury from an employee to notify the employee in writing of the availability of workers' compensation. By law, any employee who sustains an injury in the course of his employment must immediately report the injury to his employer or his employer's representative.

The bill requires the workers' compensation chairman to adopt regulations specifying notice procedures and content.

EFFECTIVE DATE: October 1, 2006

**BACKGROUND*****Notice of Compensation Availability***

By law each employer covered under the Workers' Compensation Act must post, in a conspicuous place, a notice of the availability of workers' compensation in not less than 10-point boldface type. The notice must contain information required by regulation.

**COMMITTEE ACTION**

Labor and Public Employees Committee

Joint Favorable

Yea 13    Nay 0    (03/16/2006)