

Statement

Insurance Association of Connecticut

Judiciary Committee

February 26, 2007

HB 7236, An Act Concerning Apportionment Of Liability In A Negligence Action and Attorney's Fees In An Action Of Foreclosure Or Upon A Bond Submitted For A Mechanic's Lien

The Insurance Association of Connecticut is opposed to section 1 of HB 7236, An Act Concerning Apportionment of Liability In A Negligence Action and Attorney's Fees In An Action Of Foreclosure Or Upon A Bond Submitted For A Mechanic's Lien, which seeks to permit consideration of immune parties' negligence for apportionment purposes.

The IAC does not believe section 1 of HB 7236 will do anything to limit claims and, quite contrarily, will unnecessarily erode the fundamental purpose of the workers' compensation system. The workers' compensation system was established to provide a user-friendly expedient system to compensate employees for injuries sustained while on the job. A principle part of that format was creating the workers' compensation system as an exclusive remedy system. HB 7236 unjustly removes that fundamental cornerstone, the exclusive remedy and as such the IAC urges your rejection of section 1 of HB 7236.