



General Assembly

January Session, 2007

Proposed Bill No. 152

LCO No. 973

Referred to Committee on Labor and Public Employees

Introduced by:
SEN. LOONEY, 11th Dist.

**AN ACT CONCERNING ACCIDENTAL FAILURE OF WORKERS'
COMPENSATION CLAIMS.**

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

1 That chapter 568 of the general statutes be amended to provide that
2 if a workers' compensation claim, commenced within the time limited
3 by law, has failed one or more times to be heard and decided on its
4 merits because of insufficient service of the notice of claim or because
5 the claim has been dismissed for lack of jurisdiction, for the reason that
6 the wrong party was named as the employer or for any other reason,
7 the claimant or any other person legally entitled to bring or continue
8 the original workers' compensation claim may file a new workers'
9 compensation claim within one year after the determination of the
10 original claim.

Statement of Purpose:

To establish an accidental failure of claim statute for workers' compensation in order to provide a workers' compensation claimant, after the dismissal of a claim, with rights similar to those of a plaintiff in a civil action.