



General Assembly

January Session, 2009

**Raised Bill No. 6192**

LCO No. 2406

\*        HB06192PS        033109        \*

Referred to Committee on Labor and Public Employees

Introduced by:  
(LAB)

**AN ACT CONCERNING WORKERS' COMPENSATION  
PRESUMPTIONS FOR METHICILLIN-RESISTANT  
STAPHYLOCOCCUS AUREUS FOR EMPLOYEES OF THE  
DEPARTMENT OF CORRECTION.**

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

1 Section 1. (NEW) (*Effective October 1, 2009*) (a) As used in this  
2 section:

3 (1) "MRSA" means methicillin-resistant staphylococcus aureus.

4 (2) "Occupational exposure", in the case of MRSA, means an  
5 exposure that occurs during the performance of basic duties of  
6 employment.

7 (3) "Department" means the Department of Correction.

8 (4) "Employee" means an employee of the Department of  
9 Correction.

10 (b) Any employee, who suffers a condition or impairment of health  
11 that is caused by MRSA that requires medical treatment and that  
12 results in total or partial incapacity or death, shall be presumed to have

13 sustained such condition or impairment of health in the course of  
14 employment and shall be entitled to receive workers' compensation  
15 benefits pursuant to chapter 568 of the general statutes, unless the  
16 contrary is shown by competent evidence, provided:

17 (1) The employee completed a physical examination on entry into  
18 employment that failed to reveal any evidence of such condition or  
19 impairment of health or any immune system compromise; and

20 (2) The employee presents a written affidavit verifying by written  
21 declaration that, to the best of his or her knowledge and belief, in the  
22 twelve days immediately preceding diagnosis, the employee was not  
23 exposed, outside the scope of employment, to any person known to  
24 have MRSA or known to be an asymptomatic carrier of the bacterium.

25 (c) The department shall maintain a record of any known or  
26 reasonably suspected exposure of any of its employees to MRSA and  
27 shall immediately notify the employee of such exposure. An employee  
28 shall file an incident or accident report with the department of each  
29 instance of his or her known or suspected occupational exposure to  
30 MRSA.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	New section

**LAB**      *Joint Favorable*

**PS**        *Joint Favorable*