

RÉSUMÉ DIGEST

ACT 254 (SB 107)

2015 Regular Session

Peacock

Prior law encouraged employers to retain and hire employees with a pre-existing permanent partial disability by providing for reimbursement from the Second Injury Fund to the employer or its insurer, for workers' compensation benefits beyond a scheduled threshold, where both of the following occur:

- (1) The employer had prior knowledge of the pre-existing disability.
- (2) Is liable for benefits as the result of a subsequent compensable accident causing a second injury that merges with the pre-existing injury to cause greater liability and harm to the employee than would have existed otherwise.

Prior law provided a reimbursement schedule which, for second injuries occurring between July 1, 2010, and July 1, 2015, excludes the first 104 weeks of indemnity benefits and the first \$25,000 of medical benefits from reimbursement.

New law retains prior law but eliminates the end date contained in the reimbursement schedule.

Effective upon signature of the governor (June 29, 2015).

(Amends R.S. 23:1378(A)(intro para))