

2024 Regular Session

HOUSE BILL NO. 765

BY REPRESENTATIVE TAYLOR

WORKERS COMPENSATION: Provides relative to a presumption of compensability under workers' compensation

1 AN ACT

2 To amend and reenact R.S. 23:1204, relative to workers' compensation; to provide for
3 liability; to provide for a presumption of compensability; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 23:1204 is hereby amended and reenacted to read as follows:

7 §1204. Furnishing of medical services or advancing voluntary payments not
8 admission of liability

9 A. Neither the furnishing of medical services nor payments by the employer
10 or his insurance carrier shall constitute an admission of liability for compensation
11 ~~under in accordance with~~ this Chapter.

12 B. Notwithstanding the provision of Subsection A of this Section, a
13 rebuttable presumption of compensability, as set forth in R.S. 23:1031(A), shall
14 attach ninety days following the date of an accident.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 765 Original

2024 Regular Session

Taylor

Abstract: Provides for a rebuttable presumption of compensability in workers' compensation cases.

Present law provides that neither the furnishing of medical services nor payments by the employer or his insurance carrier shall constitute an admission of liability for compensation.

Proposed law retains present law.

Proposed law provides that despite the provision of present law (R.S. 23:1031(A)), a rebuttable presumption of compensability shall attach 90 days following the date of an accident.

(Amends R.S. 23:1204)