
DIGEST

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Pylant

HB No. 1083

Abstract: Provides with respect to workers' compensation benefits and medical expenses for incarcerated employees.

Present law provides that an injured employee has no right to workers' compensation benefits during a period of incarceration.

Present law provides that if the incarcerated injured worker has a dependent who relies on the compensation for support, a workers' compensation judge may order that the compensation is paid to the dependent's guardian.

Present law provides that the injured employee is eligible to resume collection of compensation benefits upon his release from incarceration.

Present law provides that if the injured employee is later found to be not guilty of the felony charges, that the prescriptive period for filing a claim will be extended for the number of days in which he was incarcerated.

Proposed law provides that present law shall not apply to medical expenses incurred when an employee has been assigned to work release or a transitional work program and is injured during his participation in such program.

Proposed law further provides that present law shall not be construed to limit the obligation of the workers' compensation insurer to pay any emergency medical expenses to a private health care provider.

(Amends R.S. 23:1201.4)