

SENATE BILL NO. 430

BY SENATOR MURRAY

1 AN ACT

2 To amend and reenact R.S. 23:1209(A)(3), and to enact R.S. 23:1209(A)(4), relative to
3 workers' compensation; provides for the prescriptive period of developmental
4 injury; to provide for payout of temporary total disability benefits under certain
5 circumstances; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 23:1209(A)(3) is hereby amended and reenacted and R.S.
8 23:1209(A)(4) is hereby enacted to read as follows:

9 §1209. Prescription; timeliness of filing; dismissal for want of prosecution

10 A. * * *

11 (3) When the injury does not result at the time of or develop immediately
12 after the accident, the limitation shall not take effect until expiration of one year from
13 the time the injury develops, but in all such cases the claim for payment shall be
14 forever barred unless the proceedings have been begun within ~~two~~ **three** years from
15 the date of the accident.

16 **(4) However, in all cases described in Paragraph (3) of this Subsection,**
17 **where the proceedings have begun after two years from the date of the work**
18 **accident but within three years from the date of the work accident, the**
19 **employee may be entitled to temporary total disability benefits for a period not**
20 **to exceed six months and the payment of such temporary total disability benefits**
21 **in accordance with this Paragraph only shall not operate to toll or interrupt**

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED: _____