

Labor and Industrial Relations: Connors, Chair; Fey and Kremer.

En. Amend 2/12 (p. 304)

House File 2001

LABOR AND INDUSTRIAL RELATIONS: Gettings, Chair; Deluhery and Jensen E 2001

BY ROSENBERG and CONNORS

LABOR & INDUSTRIAL RELATIONS 2/4

Passed House, Date 2-21-86 (p. 416) Passed Senate, Date 4-1-86 (p. 942)

Vote: Ayes 89 Nays 9 Vote: Ayes 48 Nays 0

Approved April 18, 1986 (p. 1575)

*Motion to Reconsider (p. 416) 2/24 (p. 430)
Vote 2/22 (p. 491)*

Motion to Reconsider (p. 942) w/ 2 4/6

A BILL FOR

- 1 An Act relating to the length of exposure in the last employment
- 2 to the hazards of pneumoconiosis under the workers'
- 3 compensation law.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2001

H-5110

1 Amend House File 2001 as follows:

2 1. Page 1, by striking lines 9 through 13 and
 3 inserting the following: "shall be given and made to
 4 ~~such the~~ employer, provided; that in case of
 5 pneumoconiosis other than asbestosis, the only
 6 employer liable ~~shall be~~ is the last employer in whose
 7 employment the employee was last injuriously exposed
 8 to the hazards of the disease during a period of not
 9 less than sixty days as required under this".

10 2. Page 1, line 16, by striking the word
 11 "pneumoconiosis" and inserting the following:
 12 "asbestosis".

13 3. Title page, line 2, by striking the word
 14 "pneumoconiosis" and inserting the following:
 15 "asbestosis".

H-5110 FILED FEBRUARY 18, 1986 BY KREMER of Buchanan

Vote 2/21 (p. 404)

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1 Section 1. Section 85A.10, Code 1985, is amended to read
2 as follows:

3 85A.10 LAST EXPOSURE -- EMPLOYER LIABLE.

4 ~~Where~~ If compensation is payable for an occupational
5 disease, the employer in whose employment the employee was
6 last injuriously exposed to the hazards of ~~such~~ the disease,
7 ~~shall be~~ is liable therefor for the compensation. The notice
8 of injury and claim for compensation ~~as hereinafter required~~
9 shall be given and made to ~~such~~ the employer; ~~provided, that~~
10 ~~in case of pneumoconiosis, the only employer liable shall be~~
11 ~~the last employer in whose employment the employee was last~~
12 ~~injuriously exposed to the hazards of the disease during a~~
13 ~~period of not less than sixty days~~ as required under this
14 chapter.

15 Sec. 2. This Act applies to claims for compensation in
16 cases of pneumoconiosis filed on or after the effective date
17 of this Act.

18 EXPLANATION

19 This bill deletes the 60-day requirement for exposure to
20 the hazards of pneumoconiosis in the last employment in order
21 to hold the last employer liable for workers' compensation
22 covering the pneumoconiosis. The bill applies to
23 pneumoconiosis claims filed on or after the effective date of
24 the bill.

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Sec. 2 This Act applies to claims for compensation in cases of pneumoconiosis filed on or after the effective date of this Act.

HOUSE FILE 2001

AN ACT

RELATING TO THE LENGTH OF EXPOSURE IN THE LAST EMPLOYMENT TO THE HAZARDS OF PNEUMOCONIOSIS UNDER THE WORKERS' COMPENSATION LAW.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 85A.10, Code 1985, is amended to read as follows:

85A.10 LAST EXPOSURE -- EMPLOYER LIABLE.

Where if compensation is payable for an occupational disease, the employer in whose employment the employee was last injuriously exposed to the hazards of such the disease, ~~shall be~~ is liable therefor for the compensation. The notice of injury and claim for compensation ~~as hereinafter required~~ shall be given and made to such the employer; ~~provided, that in case of pneumoconiosis, the only employer liable shall be the last employer in whose employment the employee was last injuriously exposed to the hazards of the disease during a period of not less than sixty days as required under this chapter.~~

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2001, Seventy-first General Assembly.

JOSEPH O'HERN
Chief Clerk of the House
Approved *April 18*, 1986

TERRY E. BRANSTAD
Governor

H.F. 2001