

FEB 8 2002
LABOR & INDUSTRIAL RELATIONS

HOUSE FILE 2266
BY T. TAYLOR

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act eliminating certain time limitations for recovery of
2 benefits for an occupational disease.

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

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HF 2266

1 Section 1. Section 85A.12, unnumbered paragraph 1, Code
2 2001, is amended to read as follows:

3 An employer shall not be liable for any compensation for an
4 occupational disease unless such disease shall be due to the
5 nature of an employment in which the hazards of such disease
6 actually exist, and which hazards are characteristic thereof
7 and peculiar to the trade, occupation, process, or employment,
8 and such disease actually arises out of the employment, and
9 ~~unless disablement or death results within three years in case~~
10 ~~of pneumoconiosis, or within one year in case of any other~~
11 ~~occupational disease, after the last injurious exposure to~~
12 ~~such disease in such employment, or in case of death, unless~~
13 ~~death follows continuous disability from such disease~~
14 ~~commencing within the period above limited for which~~
15 ~~compensation has been paid or awarded or timely claim made as~~
16 ~~provided by this chapter and results within seven years after~~
17 ~~such exposure.~~

18 EXPLANATION

19 This bill eliminates the requirement that compensation for
20 occupational disease is payable only if compensable
21 disablement or death occurs within a certain period of time
22 after the last workplace exposure to the cause of the disease.

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