



General Assembly

Raised Bill No. 6872

January Session, 2015

LCO No. 3635



Referred to Committee on LABOR AND PUBLIC
EMPLOYEES

Introduced by:
(LAB)

**AN ACT CONCERNING REIMBURSEMENT OF WAGES AND
DEPOSITION APPEARANCES.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 31-312 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2015*):

3 (a) An employee receiving medical attention under the provisions of
4 this chapter and required to be absent from work for medical
5 treatment, examination, laboratory tests, x-rays or other diagnostic
6 procedures, and not otherwise receiving or eligible to receive weekly
7 compensation, shall be compensated for the time lost from the job for
8 required medical treatment and tests at the rate of such employee's
9 average earnings, but not less than at the minimum wage established
10 by law, provided the amount payable in any one week shall not exceed
11 the employee's weekly compensation rate. Time lost from the job shall
12 include necessary travel time from the plant to the place of treatment,
13 the time for the treatment and any other time that is necessary for the
14 treatment, examination or laboratory test. The employer shall furnish
15 or pay for the transportation of the employee by ambulance or taxi

16 where transportation is medically required from the point of departure
17 for treatment and return. In all other cases, the employer shall furnish
18 the employee transportation or reimbursement for the cost of
19 transportation actually used, at a rate equal to the federal mileage
20 reimbursement rate for use of a privately owned automobile set forth
21 in 41 CFR Part 301-10.303, as from time to time amended, for a private
22 motor vehicle or the cost incurred for public transportation, from the
23 employee's point of departure, whether from the employee's home or
24 place of employment, and return, if the employee is required to travel
25 beyond a one-fare limit on an available common carrier from the point
26 of departure to the place of treatment, examination or laboratory test.
27 Where the medical attention or treatment is provided at a time other
28 than during the employee's regular working hours and the employee is
29 not otherwise receiving or eligible to receive weekly compensation, the
30 employee shall be compensated for the time involved for the medical
31 treatment as though it were time lost from the job at the rate of the
32 employee's average hourly earnings and shall be paid for the cost of
33 necessary transportation as provided in this subsection.

34 (b) When a claimant is given notice to appear at a deposition,
35 conference or an informal hearing before a commissioner and does
36 appear, [he] the claimant shall be entitled to reimbursement of wages
37 lost by reason of the appearance if he or she is not then receiving
38 compensation for the appearance as provided in this subsection. When
39 liability or extent of disability is contested by formal hearing before the
40 commissioner, the claimant shall be entitled, if he or she prevails on
41 final judgment, to payment for services rendered him or her by a
42 competent physician or surgeon for examination, x-ray, medical tests
43 and testimony in connection with the claim, the commissioner to
44 determine the reasonableness of the charges, and [he] the claimant
45 shall be entitled to receive payment of one-fifth of the weekly
46 compensation, as computed in accordance with section 31-310, for each
47 day, or part thereof, that he or she is in attendance at the formal
48 hearing if [he] the claimant is not then receiving compensation.

49 (c) No employer shall require any person receiving medical
50 attention under the provisions of this chapter to receive such medical
51 attention outside the person's regular work hours if such work hours
52 overlap or coincide with the office hours of the treating physician.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2015</i>	31-312

LAB *Joint Favorable*