

ASSEMBLY BILL

No. 1324

Introduced by Assembly Member Steinberg

February 21, 2003

An act to add Section 3212.86 to the Labor Code, relating to worker's compensation.

LEGISLATIVE COUNSEL'S DIGEST

AB 1324, as introduced, Steinberg. Workers' compensation: infectious diseases: dependents.

Existing workers' compensation law generally requires employers to secure the payment of workers' compensation, including medical treatment, for injuries incurred by their employees that arise out of or in the course of employment. Existing law also defines "injury" in the case of specified state and local firefighting, law enforcement personnel, and patrol members, to include any blood-borne infectious disease that develops or manifests itself during the period while the member is in the service of the governmental entity.

This bill would provide that if a person who is a specified state or local firefighting, law enforcement, or patrol member sustains an injury that meets the definition of a blood-borne infectious disease, and a dependent of that person contracts the blood-borne infectious disease from that person, the dependent shall be awarded compensation, for the duration of the disease, for all medically necessary health care costs associated with the disease.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 3212.86 is added to the Labor Code, to
2 read:
3 3212.86. (a) If a person covered under Section 3212.8
4 sustains an injury that meets the definition of a blood-borne
5 infectious disease contained in Section 3212.8, and a dependent of
6 that person contracts the blood-borne infectious disease from that
7 person, the dependent shall be awarded compensation pursuant to
8 this division, for the duration of the disease, for all medically
9 necessary health care costs associated with the disease.

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