

AMENDED IN SENATE AUGUST 14, 1996
AMENDED IN SENATE JULY 7, 1996
AMENDED IN SENATE JUNE 5, 1996
AMENDED IN ASSEMBLY JANUARY 23, 1996
AMENDED IN ASSEMBLY JANUARY 4, 1996
AMENDED IN ASSEMBLY MAY 3, 1995
AMENDED IN ASSEMBLY APRIL 6, 1995

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

ASSEMBLY BILL

No. 1650

**Introduced by Assembly Member Morrissey
(Coauthors: Assembly Members Battin, Boland, Bowler,
Conroy, Harvey, House, Richter, and Thompson)
(Coauthors: Senators Hurtt and Monteith)**

February 24, 1995

An act to add Section 1871.8 to the Insurance Code, relating to workers' compensation.

LEGISLATIVE COUNSEL'S DIGEST

AB 1650, as amended, Morrissey. Workers' compensation.

Existing law makes it unlawful to make any knowingly false or fraudulent material statement for the purpose of obtaining workers' compensation.

This bill would provide that an insurer or self-insured employer may provide a specified notice to an injured worker

on or with a check for temporary disability benefits. The notice would state that the acceptance of employment *with a different employer* that requires the performance of activities that the worker has stated that he or she cannot perform because of an injury could constitute fraud and result in criminal prosecution.

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

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

1 SECTION 1. Section 1871.8 is added to the Insurance
2 Code, to read:
3 1871.8. An insurer or self-insured employer may
4 provide the following notice to an injured worker on or
5 with a check for temporary disability benefits:
6
7 Warning: Acceptance of employment *with a different*
8 *employer* that requires the performance of activities that
9 you have stated that you cannot perform because of the
10 injury for which you are receiving temporary disability
11 benefits could constitute fraud and could result in
12 criminal prosecution. If convicted, you could lose your
13 rights to workers' compensation benefits and face
14 imprisonment for up to five years and a fine of up to fifty
15 thousand dollars (\$50,000) or double the amount of the
16 fraud, whichever is greater.
17

