

MINUTES OF THE SENATE COMMITTEE ON LABOR, INDUSTRY AND TOURISM

The meeting was called to order by Sen. Bill Morris at  
Chairperson

1:30 ~~a.m.~~<sup>xxx</sup>p.m. on March 15, 1983 in room 529-S of the Capitol.

All members were present ~~except~~.

Committee staff present:

Mark Burghart, Research Department  
Bruce Kinzie, Revisor  
Louise Cunningham, Secretary

Conferees appearing before the committee:

Rep. A. Douville  
Bill Morrissey, Workers' Compensation, Department of Human Resources

On a motion from Sen. Arasmith and a second from Sen. Werts the Minutes of March 1, 2 and 3 were approved. Motion carried.

H.B. 2461 - Concerning the compensation paid to special administrative law judges under the Workmen's Compensation Act.

Rep. Douville explained the bill and said the fees would be set by the Director of Workers' Compensation instead of by statute. It would be a more flexible and fair way of handling attorney fees. Some judges only take 15 to 20 minutes on a case and other cases require many hours of work, all at the same fee. It would also help the Director keep the workload under control.

Bill Morrissey, DHR, answered questions from the Committee regarding the fees. The fees would be assessed against the parties in the hearing and would not come out of the Fund. He said the changes in lines 22, 24, 25 and 26 were of a technical nature.

A motion was made by Sen. Feleciano to recommend H.B. 2461 favorably for passage. Motion was seconded by Sen. Karr. Motion carried. (Attachment 1).

Sub. for H.B. 2379 - Workers' Compensation, to clarify the definition of wholly dependent child.

Rep. Douville said this bill was necessary to clarify the definition of a wholly dependent child when death benefits are paid out when an employee dies. There are so many divorces and changes in lifestyle that a question often arises as to who should be the beneficiary. Sometimes the benefit goes to the state fund.

A motion was made by Sen. Feleciano and seconded by Sen. Ehrlich to recommend Sub. for H.B. 2379 favorably for passage. Motion carried. (Attachment 2).

S.B. 335 - Employment security; concerning the filing of certain claims for benefits.

A motion was made by Sen. Arasmith to recommend S.B. 335 adversely. Motion was seconded by Sen. Werts. Motion carried. (Attachment 3).

Meeting was adjourned.

SENATE LABOR, INDUSTRY & TOURISM COMMITTEE

Date 3-15-83 Place 529-S Time 1:30

GUEST LIST

NAME

ADDRESS

ORGANIZATION

Bill Morrissey

535 Kans. Ave. Topeka

Dept of Human Resources

Dick Snider

535 Komer Ave, Topeka

Dept of Human Resources

Wayne Mackel

Top E

Kans. AFL-CIO

REPORTS OF STANDING COMMITTEES

Mr. President:

Your committee on Labor, Industry and Tourism

Recommends that H.B. 2461

"AN ACT concerning workers' compensation; relating to liability of workers' compensation fund; compensation for special local administrative law judges;

be passed.

*Atch. 1*

REPORTS OF STANDING COMMITTEES

Mr. President:  
Your committee on

Labor, Industry and Tourism

Recommends that

Sub. for H.B. 2379

"AN ACT

concerning workers' compensation; wholly dependent  
child defined.

be passed.

*Feb. 2*

REPORTS OF STANDING COMMITTEES

Mr. President:  
Your committee on

Labor, Industry and Tourism

Recommends that

S.B. 335

"AN ACT

concerning employment security, not requiring  
the filing of certain claims for benefits.

be not passed.

Att. 6.3