

Approved March 29, 1991  
Date

MINUTES OF THE House COMMITTEE ON Labor and Industry

The meeting was called to order by Representative Anthony Hensley at  
Chairperson

9:12 a.m./~~p.m.~~ on March 8, 1991 in room 526-S of the Capitol.

All members were present except:

Rep. Douville - excused

Committee staff present:

Jim Wilson, Revisor  
Jerry Donaldson, Research Assistant  
Barbara Dudney, Committee Secretary

Conferees appearing before the committee:

The meeting was called to order at 9:12 a.m. by the chairman, Rep. Anthony Hensley.

Chairman Hensley announced discussion and final action on House Bill No. 2153, extending from 90 to 200 days the time for filing an occupational disease claim under the workers' compensation act. He recognized Rep. Don Smith.

Rep. Smith handed out a proposed amendment to the bill. Rep. Smith explained that the intent of his amendment was to clear up confusing language in the current law, and to require an employee to give written notice of the occupational disease within 200 days after the date when the latent occupational disease and its cause are known to the employee. He pointed out that this change is very similar to how the Legislature in 1990 House Bill No. 2689 changed the law regarding the product liability statute of limitation on latent diseases in K.S.A. 60-3303.

Rep. Smith moved to amend House Bill No. 2153. The motion was seconded by Rep. Dick Edlund. Motion carried.

Rep. Smith moved to report Substitute for House Bill No. 2153 favorable for passage. Rep. Edlund seconded the motion. Motion carried.

The chairman announced discussion and final action on House Bill No. 2155, increasing unauthorized medical from the current \$350 to \$1,000 under the workers' compensation act. He recognized Rep. Darrel Webb.

Rep. Webb handed out copies of a chart showing the increase in medical care costs since 1981, the year a \$350 base was established. Rep. Webb stated that according to the chart, since 1981, medical costs have increased by 118% and the unauthorized medical base should be \$763.29 (attachment #1).

Rep. Webb moved to amend House Bill No. 2155, on page 6, line 10, to delete "\$1,000", and insert in lieu thereof, "\$750." Motion was seconded by Rep. Sam Roper. Motion carried.

Rep. Webb moved to report House Bill No. 2155 favorable for passage, as amended. Rep. Theo Cribbs seconded the motion. Motion carried.

The chairman announced discussion and final action on House Bill No. 2313, requiring insurance premium discounts to employers who have not had to file a workers' compensation claim for three or more years.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Labor and Industry,  
room 526-S, Statehouse, at 9:12 a.m./~~pm~~ on March 8, 1991.

Rep. Gene Amos moved to report House Bill No. 2313 favorable for passage. The motion was seconded by Rep. George Gomez.

On a substitute motion, Rep. Denise Everhart moved to amend House Bill No. 2313 on page 1 by deleting subsection (b), lines 30-34, and inserting in lieu thereof, a new subsection "(b) The commissioner of insurance shall provide for an experience rating plan for all policies of insurance against liability under the workers compensation act, for all premium rates and without regard to amount of premium, which shall include experience rating premium discounts for no claims experience for each employer which has had three years or more of experience under a policy with no claims filed against the employer under the workers compensation act. The commissioner of insurance may consider proposals for experience rating plans under this section from the national council on compensation insurance and other insurance industry organizations in addition to other available information. The motion was seconded by Rep. Amos. Motion carried.

Rep. Everhart moved to report House Bill No. 2313 favorable for passage, as amended. Seconded by Rep. Amos. Motion carried.

Chairman Hensley informed committee members that due to lack of time they would be unable to discuss and take final action on House Bill No. 2401 as originally planned. He said he would ask Majority Leader Donna Whiteman to refer this bill and House Bill No. 2076 to the House Appropriations Committee to be exempted from the House of origin deadline.

The meeting was adjourned at 9:58 a.m.



U.S. DEPARTMENT OF LABOR  
BUREAU OF LABOR STATISTICS

January 16, 1991

<u>YEAR</u>	<u>CPI</u>	<u>MCI*</u>	<u>\$350 BASE</u>
1981	8.9%	12.5%	\$393.75
1982	3.8%	11.0%	\$437.06
1983	3.8%	6.4%	\$465.03
1984	3.9%	6.1%	\$493.40
1985	3.8%	6.8%	\$526.95
1986	1.1%	7.7%	\$567.53
1987	4.4%	5.8%	\$600.44
1988	4.4%	6.9%	\$641.88
1989	4.6%	8.5%	\$696.44
1990	<u>6.1%</u>	<u>9.6%</u>	\$763.29
Cumulative total	54.75%	118.08%	

\* Medical Care Index

*Labor & Industry*  
*3-8-91*  
*Attachment #1*