

HB5792



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5792

by Rep. Elizabeth Hernandez

SYNOPSIS AS INTRODUCED:

820 ILCS 305/25.8 new
820 ILCS 310/18.5 new

Amends the Workers' Compensation Act and the Workers' Occupational Diseases Act. Requires an employer to file a statement with the Workers' Compensation Commission regarding compliance with those Acts when terminating an injured employee.

LRB098 18886 JLS 54032 b

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Workers' Compensation Act is amended by
5 adding Section 25.8 as follows:

6 (820 ILCS 305/25.8 new)

7 Sec. 25.8. Termination of injured employee; notice to
8 Commission. An employer that seeks to terminate an employee who
9 has been injured and is covered under this Act must file a
10 statement with the Commission documenting that all claims made
11 by the employee under this Act have been settled and that the
12 employee's right to be made whole has not been violated. The
13 statement must also document, if applicable, that the employee
14 has received all compensation, awards, and other remedies
15 available as a consequence of the injury. The statement shall
16 be filed before the termination.

17 Section 10. The Workers' Occupational Diseases Act is
18 amended by adding Section 18.5 as follows:

19 (820 ILCS 310/18.5 new)

20 Sec. 18.5. Termination of injured employee; notice to
21 Commission. An employer that seeks to terminate an employee

1 who has been injured and is covered under this Act must file a
2 statement with the Commission documenting that all claims made
3 by the employee under this Act have been settled and that the
4 employee's right to be made whole has not been violated. The
5 statement must also document, if applicable, that the employee
6 has received all compensation, awards, and other remedies
7 available as a consequence of the injury. The statement shall
8 be filed before the termination.