

CHAPTER 90

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**LABOR AND INDUSTRY**

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**HOUSE BILL 99-1105**

BY REPRESENTATIVES Berry, Larson, Lee, May, McKay, Paschall, Spence, Stengel, Webster, T. Williams, and Young;  
also SENATORS Arnold, Musgrave, and Tebedo.

**AN ACT**

CONCERNING CRITERIA FOR PAYMENT OF TEMPORARY TOTAL DISABILITY WORKERS' COMPENSATION  
BENEFITS.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 8-42-103 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**8-42-103. Disability indemnity payable as wages - period of disability.** (1) If the injury or occupational disease causes disability, a disability indemnity shall be payable as wages pursuant to the provisions of section 8-42-105 (2) (a) subject to the following limitations:

(g) IN CASES WHERE IT IS DETERMINED THAT A TEMPORARILY DISABLED EMPLOYEE IS RESPONSIBLE FOR TERMINATION OF EMPLOYMENT, THE RESULTING WAGE LOSS SHALL NOT BE ATTRIBUTABLE TO THE ON-THE-JOB INJURY.

**SECTION 2.** 8-42-105, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**8-42-105. Temporary total disability.** (4) IN CASES WHERE IT IS DETERMINED THAT A TEMPORARILY DISABLED EMPLOYEE IS RESPONSIBLE FOR TERMINATION OF EMPLOYMENT, THE RESULTING WAGE LOSS SHALL NOT BE ATTRIBUTABLE TO THE ON-THE-JOB INJURY.

**SECTION 3. Effective date - applicability.** This act shall take effect July 1, 1999, and shall apply to injuries occurring on or after said date.

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

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Labor and Industry

declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 9, 1999