

CHAPTER 31

LABOR AND INDUSTRY

HOUSE BILL 06-1055

BY REPRESENTATIVE(S) Coleman, Borodkin, Carroll M., Frangas, and Ragsdale;
also SENATOR(S) Shaffer, Groff, Hanna, Tapia, and Tochtrop.

AN ACT

**CONCERNING A MODIFICATION TO THE EXCEPTION TO THE LIMITATION ON MEDICAL IMPAIRMENT
BENEFITS FOR WORKERS' COMPENSATION CLAIMS BASED ON MENTAL IMPAIRMENT.**

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

SECTION 1. 8-41-301 (2) (b), Colorado Revised Statutes, is amended to read:

8-41-301. Conditions of recovery. (2) (b) Notwithstanding any other provision of articles 40 to 47 of this title, where a claim is by reason of mental impairment, the claimant shall be limited to twelve weeks of medical impairment benefits, which shall be in an amount not less than one hundred fifty dollars per week and not more than fifty percent of the state average weekly wage, inclusive of any temporary disability benefits. This limitation shall not apply to any victim of a crime of violence, WITHOUT REGARD TO THE INTENT OF THE PERPETRATOR OF THE CRIME, nor to the victim of a physical injury or occupational disease that causes neurological brain damage.

SECTION 2. Effective date - applicability. This act shall take effect July 1, 2006, and shall apply to workers' compensation claims filed on or after said date.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 27, 2006

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