

VIRGINIA ACTS OF ASSEMBLY -- 2011 SESSION

CHAPTER 304

An Act to amend the Code of Virginia by adding in Chapter 1 of Title 65.2 a section numbered 65.2-105, relating to a presumption that certain injuries occurring at a workplace are work related.

[S 823]

Approved March 20, 2011

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Chapter 1 of Title 65.2 a section numbered 65.2-105 as follows:

§ 65.2-105. Presumption that certain injuries are work related.

In any claim for compensation, where the employee is physically or mentally unable to testify as confirmed by competent medical evidence and where there is un rebutted prima facie evidence that indicates that the injury was work related, it shall be presumed, in the absence of a preponderance of evidence to the contrary, that the injury was work related.