

Department of Planning and Budget

2019 Fiscal Impact Statement

1. Bill Number: HB1750

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Carter

3. Committee: Commerce and Labor

4. Title: Workers' Compensation; coverage for certain employees.

5. Summary: Ends the exclusion from coverage under the Virginia Workers' Compensation Act for a person who suffers an injury if there is jurisdiction under either the Longshore and Harbor Workers' Compensation Act or the Merchant Marine Act of 1920. The bill provides that this exclusion, enacted in 2012, will not apply to a person who suffers an injury on or after July 1, 2019.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Indeterminate – see Item 8.

8. Fiscal Implications: According to the Department of Human Resource Management's Workers' Compensation Program, Commonwealth of Virginia employees would not be covered under the Longshore and Harbor Workers' Compensation Act (Act) as the Act excludes state employees.

The Merchant Marine Act of 1920 excludes accidents occurring on bodies of water within the limits of a state; however, there may be a limited number of employees, such as crews of sea-going research vessels owned and operated by state agencies, who would be able to make a claim under the Jones Act section of the Merchant Marine Act of 1920. The cost of dual coverage under the Virginia Workers' Compensation Act and the Merchant Marine Act of 1920 is indeterminate.

9. Specific Agency or Political Subdivisions Affected: Virginia Workers' Compensation Commission, Department of Human Resource Management, and state agencies that have employees who are eligible to be covered under the Merchant Marine Act of 1920.

10. Technical Amendment Necessary: No.

11. Other Comments: None.