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**HOUSE BILL NO. 1264****FLOOR AMENDMENT IN THE NATURE OF A SUBSTITUTE**

(Proposed by Delegate Cranwell)

(Patron Prior to Substitute— Delegate Wilkins)

House Amendments in [ ] — February 12, 1996

*A BILL to amend and reenact § 65.2-505 of the Code of Virginia, relating to workers' compensation; successive injuries.*

**Be it enacted by the General Assembly of Virginia:****1. That § 65.2-505 of the Code of Virginia is amended and reenacted as follows:**

§ 65.2-505. Injuries in different employments; injury to employee with disability; subsequent permanent injury by accident in service to employer.

A. If an employee has a permanent disability or has sustained a permanent injury in service in the armed forces of the United States or in another employment other than that in which he receives a subsequent permanent injury by accident, such as specified in § 65.2-503, he shall be entitled to compensation only for the degree of incapacity which would have resulted from the later accident if the earlier disability or injury had not existed.

B. [ *Except for hearing or visual loss, if* ] *an employee has a permanent disability or has sustained a permanent injury in service to his employer and receives a subsequent permanent injury by accident, such as specified in § 65.2-503, he shall be entitled to compensation only for the degree of incapacity which would have resulted from the later accident if the earlier disability or injury had not existed.*

ENGROSSED

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