

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 65.2-712 of the Code of Virginia, relating to workers' compensation;*
3 *reporting obligations of persons receiving compensation benefits; statutory dependents.*

4 [S 397]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 65.2-712 of the Code of Virginia is amended and reenacted as follows:**8 § 65.2-712. Reporting incarcerations, change in earnings, remarriage, change in student status;
9 recovery of payments procured by fraud, misrepresentation, or unreported change in condition.

10 So long as an employee *or statutory dependent pursuant to § 65.2-515* receives payment of
11 compensation under this title, *any such employee person* shall have a duty immediately to disclose to
12 the employer, when the employer is self-insured, or insurer in all other cases, any incarceration, return
13 to employment ~~or~~, increase in his earnings, *remarriage or change in his status as a full-time student*.
14 Any payment to a claimant by an employer or insurer which is later determined by the Commission to
15 have been procured by the employee *or statutory dependent under § 65.2-515* by fraud,
16 misrepresentation, or failure to report any incarceration, return to employment ~~or~~, increase in earnings,
17 *remarriage or change in his status as a full-time student* may be recovered from the claimant *or*
18 *statutory dependent* by the employer or insurer either by way of credit against future compensation
19 payments due the claimant *or statutory dependent*, or by action at law against the claimant *or statutory*
20 *dependent. The Commission shall provide for notification to the statutory dependent of his obligation*
21 *under this section.*

ENROLLED

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