

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: HB2272

House of Origin	<u>X</u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Poindexter

3. Committee: Commerce and Labor

4. Title: **Workers' Compensation; statutory employers; exclusion.**

5. Summary: Provides that a person who contracts for a subcontractor to perform work is not required to insure payment of Workers' Compensation benefits to the subcontractor, and is not liable for any injury sustained by the subcontractor, if the subcontractor is an individual who conducts business as a sole proprietorship, is licensed by the Commonwealth to perform the work, and has no employees or subcontractors engaged in the same trade.

6. Fiscal Impact Estimates: None

7. Budget Amendment Necessary: No

8. Fiscal Implications: The Workers' Compensation Commission indicates no fiscal impact.

The State Employee Workers' Compensation Services indicates no fiscal impact to the program as a result of this legislation. There have been occasional claims submitted to the program naming an agency of the Commonwealth as a statutory employer, but a review did not identify any where the claimant was a sole proprietor.

9. Specific Agency or Political Subdivisions Affected: The Workers' Compensation Commission, state agencies

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 1/20/2009 ckb

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