

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 65.2-601.3, relating to workers'*
3 *compensation; notice of right to dispute claim.*

[S 241]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 65.2-601.3 as follows:**8 ***§ 65.2-601.3. Notice of right to dispute claim.***

9 *A. If an employer subject to this title, or an employer's insurer, denies a covered employee's request*
10 *for workers' compensation benefits, the employer or the insurer, as applicable, shall include in its letter*
11 *denying benefits a notice that the employee has a right to dispute the claim denial through the Virginia*
12 *Workers' Compensation Commission. Such notice shall include the following text:*

13 ***EMPLOYEE RIGHT TO DISPUTE DENIAL OF WORKERS' COMPENSATION BENEFITS.***

14 ***IF YOU DISAGREE WITH THIS DENIAL, YOU HAVE THE RIGHT TO DISPUTE THE DECISION***
15 ***BY FILING A REQUEST FOR A HEARING WITH THE VIRGINIA WORKERS' COMPENSATION***
16 ***COMMISSION. IT IS YOUR RESPONSIBILITY TO DISPUTE THE DECISION AS SOON AS***
17 ***PRACTICABLE. THE WORKERS' COMPENSATION COMMISSION IS A STATE AGENCY***
18 ***RESPONSIBLE FOR MAKING FINAL DECISIONS ON DISPUTED WORKERS' COMPENSATION***
19 ***CLAIMS. HOWEVER, SUCH CLAIM MAY BE LOST IF YOU DO NOT FILE IT WITHIN THE TIME***
20 ***LIMIT PROVIDED BY LAW, WHICH IS TYPICALLY TWO YEARS AFTER THE INJURY.***

21 *Such notice shall also include the address, telephone number, and website through which the*
22 *employee may contact the Virginia Workers' Compensation Commission.*

23 *B. Failure to comply with the provisions of this section shall not be considered a failure to make a*
24 *required report for the purposes of § 65.2-902.*

ENROLLED

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