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Substitute Bill Comparative Synopsis

Sub. H.B. 81

133rd General Assembly

House Insurance

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This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Previous Version (As Introduced)	Latest Version (I_133_0318-4)
Voluntary abandonment	
No provision.	<p>Provides that, to be eligible to receive temporary total disability (TTD) compensation, a person must be unable to work or must suffer a wage loss as the direct result of an impairment arising from an injury or occupational disease.</p> <p>Prohibits a person from receiving TTD compensation when the person is not working or has suffered a wage loss as the direct result of reasons unrelated to an allowed injury or occupational disease.</p>

Previous Version (As Introduced)	Latest Version (I_133_0318-4)
	<p>States that the General Assembly intends to supersede any previous judicial decision that applied the voluntary abandonment doctrine to TTD or wage loss claims.</p> <p>Prohibits a person from receiving permanent total disability compensation when the person is not working for reasons unrelated to an allowed injury or occupational disease, rather than if the person voluntarily abandoned the workforce as under current law.</p> <p>Applies the rule to claims pending on the bill's effective date and to claims arising after that date. <i>(R.C. 4123.56 and 4123.58 and Section 3.)</i></p>
Additional award for specific safety violation	
No provision.	<p>Requires, for claims arising on or after the bill's effective date, a claim for an additional award of compensation for a violation of a specific safety rule to be filed within one year after the injury or death or within one year after a disability due to occupational disease begins, rather than within two years of injury, death, or inception of disability due to occupational disease as under current administrative rule <i>(R.C. 4121.471 and Section 3; Ohio Administrative Code 4121-3-20)</i>.</p>
Final settlement agreements	
No provision.	<p>Prohibits an employer from refusing or withdrawing from a proposed claim settlement agreement if the employee who is the subject of the claim is no longer employed by the employer and the claim is no longer within the date of impact pursuant to the employer's industrial accident or occupational disease experience for premium calculation purposes as determined under continuing law. Applies to claims arising on or after the bill's effective date. <i>(R.C. 4123.65 and Section 3.)</i></p>

Previous Version (As Introduced)	Latest Version (I_133_0318-4)
Continuing jurisdiction over workers' compensation claims	
No provision.	Makes the rendering of medical services, rather than payment for the services as under current law, an event that continues the Industrial Commission's jurisdiction to modify or change a claim or to make a finding or award under a claim (<i>R.C. 4123.52</i>).
Funeral expenses	
No provision.	Increases the funeral expense benefit cap from \$5,500 to \$7,500. Applies to claims arising on or after the bill's effective date. (<i>R.C. 4123.66 and Section 3.</i>)
Appealing Industrial Commission orders	
No provision.	Applies to claims pending on and arising after September 29, 2017, a provision in Sub. H.B. 27 of the 132 nd General Assembly extending the time to appeal an Industrial Commission order from 60 days to 150 days when certain conditions are satisfied (<i>Section 4</i>).
Employee medical examinations	
No provision.	Prohibits a private employer furnishing services for a public employer under a contract governed by the federal Service Contract Act from requiring an applicant or employee to pay for medical examinations that are required as a condition of employment or continued employment (<i>R.C. 4113.21</i>).