

SENATE BILL 2094

By Johnson

AN ACT to amend Tennessee Code Annotated, Section 50-3-702; Title 50, Chapter 6 and Chapter 189 of the Public Acts of 2021, relative to workers' compensation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 50-3-702(a), is amended by deleting subdivision (1) and substituting:

(1) Each employer shall, in addition to making available to the commissioner the records and reports required by § 50-3-701 and the rules of the department of labor and workforce development's division of occupational safety and health, report each accident resulting in a work-related death or personal injury as defined in § 50-6-102 to the bureau of workers' compensation no later than fourteen (14) calendar days after the earlier of the date the employer is notified of the accident or the date the employer has knowledge of the accident.

SECTION 2. Tennessee Code Annotated, Section 50-3-702(a), is amended by deleting subdivision (2).

SECTION 3. Tennessee Code Annotated, Section 50-6-205(d), is amended by deleting subdivision (1) and substituting:

If temporary disability payments have been made without an award, and the employer subsequently elects to controvert the employer's liability for any of those benefits, then the employer shall electronically file the required information with the administrator within fifteen (15) calendar days of the due date of the first omitted payment.

SECTION 4. Tennessee Code Annotated, Section 50-6-412(b), is amended by deleting subdivision (1) and substituting:

(1) The bureau shall assess against an employer who has failed to comply with subdivision (a)(1) or (a)(2) a penalty equal to one and one-half (1 1/2) times the average yearly workers' compensation premium determined based upon applying applicable assigned risk rates to the employer's average yearly wages or payroll for the period of non-compliance, minus the premium dollars paid, if any, during the non-compliance. If the employer is engaged in the construction industry, as defined in § 50-6-901, then the penalty assessment shall not be less than one thousand dollars (\$1,000).

SECTION 5. Chapter 189 of the Public Acts of 2021, is amended by deleting from Section 10 the language "July 1, 2024" and substituting "July 1, 2029".

SECTION 6.

(a) Sections 1 and 2 take effect July 1, 2024, the public welfare requiring it, and apply only to injuries occurring on or after that date.

(b) Section 5 takes effect June 30, 2024, the public welfare requiring it.

(c) The remainder of this act takes effect July 1, 2024, the public welfare requiring it.