



OUTSIDE THE BELTWAY

This is an update of state legislative and regulatory developments affecting companies involved in the self-insurance/captive insurance marketplace. Should you have any questions regarding the information provided in these reports, or would like to alert SIIA of new state legislative and regulatory activity (health care, workers' compensation and/or captive insurance matters), please contact Adam Brackemyre, Vice President of State Government Relations directly at 202/595-0641, or via e-mail at abrackemyre@siaa.org.

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STATE LAWS, BULLETINS, EXECUTIVE ORDERS AND GUIDANCE RELATING TO COVID EXPOSURE AND WORKERS COMPENSATION

SIIA has compiled a chart for you to reference as COVID-related treatment have been billed to TPAs and, potentially, to stop-loss carriers for reimbursement. The chart can be accessed [here](#).



CONNECTICUT

On July 24th, Governor Ned Lamont issued Executive Order (EO) 7JJJ, creating a rebuttable presumption of work comp eligibility for “essential” Connecticut employees who meet specific conditions:

1. The work occurred outside of the home;
2. The employee was essential (per EO 7H) and the injury occurred more than 14 days after March 23rd;

3. There was a positive COVID test and;
4. The test results were provided to an insurer.

The presumption shall only be effective for COVID cases contracted between March 10th and May 20th.




NEW JERSEY

The New Jersey legislature has advanced S2380 to Governor Phil Murphy's desk. The legislation, which as of the date of this email has not been signed into law, would

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establish a rebuttal presumption of work comp eligibility for “health care workers,” “public safety workers” and “essential employees” all of whom are defined in the legislation.

The legislation contains a provision that if an “essential” employee was offered the ability to work from home, but chose not to, he/she shall forfeits the work comp presumption.



VERMONT

Governor Phil Scott signed S.342 into law on July 13, 2020, creating a COVID work comp presumption for several classes of employers including first responders, health care workers and long-term facility employees.

The law gives the Commissioner of Labor the ability to add other employees to the presumption list if, in his judgement, they face an elevated COVID exposure risk.

STATE DEPARTMENT OF INSURANCE COVID BULLETINS (ACCIDENT/HEALTH)

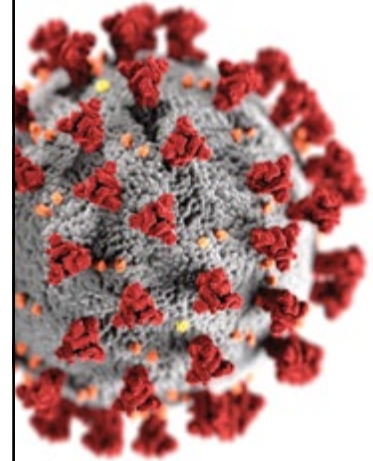
SIIA has compiled a chart of state insurance department bulletins that require or request carriers, generally directed to accident and health carriers, to allow grace periods for premium payments. A link to each bulletin is provided so that you can review the language. The chart can be accessed here.

STATE STOP-LOSS LAWS AND REGULATIONS

SIIA has compiled a chart of state stop-loss laws, regulations and bulletins. The chart does not include any “desk drawer” rules that have no statutory or regulatory basis. The chart can be accessed here.

If you have any questions about a chart, see missing information or would like to obtain either in an XLS format, please contact Adam Brackemyre at abrackemyre@siaa.org. ■

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