

1 H.214

2 Introduced by Representatives Masland of Thetford, Bouchard of Colchester,
3 Browning of Arlington, Buxton of Tunbridge, Cheney of
4 Norwich, Christie of Hartford, Cole of Burlington, Martin of
5 Wolcott, Moran of Wardsboro, Spengler of Colchester, Stevens
6 of Shoreham, Till of Jericho, and Waite-Simpson of Essex

7 Referred to Committee on

8 Date:

9 Subject: Labor; employer's liability and workers' compensation; death
10 benefits

11 Statement of purpose of bill as introduced: This bill proposes to increase the
12 amount of workers' compensation funeral expenses.

13 An act relating to workers' compensation funeral expenses

14 It is hereby enacted by the General Assembly of the State of Vermont:

15 Sec. 1. 21 V.S.A. § 632 is amended to read:

16 § 632. COMPENSATION TO DEPENDENTS; DEATH BENEFITS

17 If death results from the injury, the employer shall pay to the persons
18 entitled to compensation or, if there is none, then to the personal representative
19 of the deceased employee, burial and funeral expenses in the amount of
20 ~~\$5,500.00~~ \$20,000.00 and expenses for out-of-state transportation of the

1 decedent to the place of burial not to exceed ~~\$1,000.00~~ \$5,000.00. The
2 employer shall also pay to or for the benefit of the following persons, for the
3 periods prescribed in section 635 of this title, a weekly compensation equal to
4 the following percentages of the deceased employee's average weekly wages.
5 The weekly compensation payment herein allowed shall not exceed the
6 maximum weekly compensation or be lower than the minimum weekly
7 compensation:

8 * * *

9 Sec. 2. 21 V.S.A. § 639 is amended to read:

10 § 639. DEATH, PAYMENT TO DEPENDENTS

11 In cases of the death of a person from any cause other than the accident
12 during the period of payments for disability or for the permanent injury, the
13 remaining payments for disability then due or for the permanent injury shall be
14 made to the person's dependents according to the provisions of sections 635
15 and 636 of this title, or if there are none, the remaining amount due, but not
16 exceeding ~~\$5,500.00~~ \$20,000.00 for burial and funeral expenses and expenses
17 for out-of-state transportation of the decedent to the place of burial not to
18 exceed ~~\$1,000.00~~ \$5,000.00, shall be paid in a lump sum to the proper person.

19 Sec. 3. EFFECTIVE DATE

20 This act shall take effect on July 1, 2013.