
HOUSE BILL 1376

State of Washington 54th Legislature 1995 Regular Session

By Representatives Lisk, Chandler, Fuhrman, Goldsmith, Horn and Hargrove

Read first time 01/23/95. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to filing claims for occupational disease; and
2 amending RCW 51.28.055.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 51.28.055 and 1984 c 159 s 2 are each amended to read
5 as follows:

6 A claim~~((s))~~ for occupational disease or infection to be valid and
7 compensable must be filed within two years following the date the
8 worker had ~~((written))~~ notice ~~((from))~~ after diagnosis by a
9 physician~~((:—(1)))~~ of the existence of his or her occupational
10 disease, and ~~((+2))~~ the worker knew or should have known that a claim
11 for disability benefits may be filed. ~~((The))~~ An employer shall
12 prominently display in or at the workplace a notice ~~((shall also))~~ that
13 contains a statement that ~~((the))~~ a worker has two years to file a
14 claim from the date of ~~((the))~~ notice ~~((to file a claim))~~ by a
15 physician of an occupational disease. ~~((The physician shall file the~~
16 ~~notice with the department. The department shall send a copy to the~~
17 ~~worker and to the self-insurer if the worker's employer is self-~~

1 ~~insured.~~) However, a claim is valid if it is filed within two years
2 from the date of death of ((the)) a worker suffering from an
3 occupational disease.

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