

2 **SHB 1250** - S AMD TO S COMM AMD - 310

3 By Senator Anderson, A.

4 S/O; RULED BEYOND SCOPE 4/7/95

5 On page 2, line 3 of the striking amendment, after "2." strike
6 "This" and insert "Section 1 of this"

7 On page 2, after line 5 of the striking amendment, insert the
8 following:

9 "Sec. 3. RCW 51.32.020 and 1977 ex.s. c 350 s 39 are each amended
10 to read as follows:

11 If injury or death results to a worker from the deliberate
12 intention of the worker himself or herself to produce such injury or
13 death, from the worker's intoxication or use of a controlled substance
14 defined in the Uniform Controlled Substances Act, chapter 69.50 RCW, or
15 while the worker is engaged in the attempt to commit, or the commission
16 of, a felony, neither the worker nor the widow, widower, child, or
17 dependent of the worker shall receive any payment under this title. If
18 the worker has the same or greater weight of alcohol in the blood than
19 that set forth in RCW 46.61.502 or if the worker had positive
20 confirmation of a controlled substance, it must be presumed that the
21 injury was caused by the intoxication of alcohol or by the influence of
22 the controlled substance.

23 An invalid child, while being supported and cared for in a state
24 institution, shall not receive compensation under this chapter.

25 No payment shall be made to or for a natural child of a deceased
26 worker and, at the same time, as the stepchild of a deceased worker.

27 At any time following an injury occurring during the course of
28 employment, if requested by the employer, an employee involved in the
29 injury shall submit to a physical examination that may include the
30 taking of blood or urine samples, or both, to determine whether the
31 employee, at the time of the injury, was under the influence of alcohol

1 or any controlled substance as defined in the Uniform Controlled
2 Substances Act, chapter 69.50 RCW."

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6 On page 1, line 1 of the title, after "awards;" insert "amending
7 RCW 51.32.020;"

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