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## HOUSE REPUBLICAN STAFF ANALYSIS

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Bill: House File 401  
Committee: Labor  
Member: Rep. Horbach  
Date: July 1, 2011  
Staff: Louis Vander Streek (1-3626)

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### Workers Compensation Incidental to Employment

House File 401 (formerly HSB 40) is a bill that addresses problems with workers compensation provisions. It was introduced to specifically address a workers compensation decision last year (*Suljevic v. Dudden Farms, Inc.*). This bill adds language declaring that an injury sustained during nonwork hours while the employee is on a personal errand to work does *not* qualify for workers compensation.

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### Summary of Action

Passed Labor Committee 11-6  
Passed House 59-36  
Died in the Senate

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### Section by Section Analysis

#### Section 1 – Personal Errand

The bill addresses the definition of ‘personal injury arising out of and in the course of the employment.’ The bill states that an injury that is sustained during nonwork hours while the employee is on a personal errand to work premises is **not** incidental to the employee’s employment and do not arise out of and in the course of employment, meaning it would **not** qualify for workers compensation.