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SENATE BILL 5601

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State of Washington                      53rd Legislature                      1993 Regular Session

By Senators Newhouse, Anderson, Amondson and Prince

Read first time 02/04/93. Referred to Committee on Labor & Commerce.

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

1 it is filed within two years from the date of death of ((the)) a worker  
2 suffering from an occupational disease.

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