

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SIXTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 765**

Introduced by Lindstrom, 18.

Read first time January 08, 2020

Committee: Business and Labor

- 1 A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to
- 2 amend section 48-144.04, Reissue Revised Statutes of Nebraska; to
- 3 eliminate a duty of the Attorney General with respect to prosecution
- 4 of certain report violations; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 48-144.04, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3           48-144.04 Any employer, workers' compensation insurer, or risk  
4 management pool who fails, neglects, or refuses to file any report  
5 required ~~of him or her~~ by the Nebraska Workers' Compensation Court shall  
6 be guilty of a Class II misdemeanor for each such failure, neglect, or  
7 refusal. ~~It shall be the duty of the Attorney General to act as attorney~~  
8 ~~for the state.~~ In addition to the penalty, when ~~where~~ an employer,  
9 workers' compensation insurer, or risk management pool has been given  
10 notice, or the employer, workers' compensation insurer, or risk  
11 management pool has knowledge, of any injury or death of an employee and  
12 fails, neglects, or refuses to file a report thereof, the limitations in  
13 section 48-137 and, for injuries occurring before December 1, 1997, the  
14 limitations in section 48-128 shall not begin to run against the claim of  
15 the injured employee or his or her dependents entitled to compensation or  
16 against the State of Nebraska on behalf of the Workers' Compensation  
17 Trust Fund, or in favor of either the employer, workers' compensation  
18 insurer, or risk management pool until such report is ~~shall have been~~  
19 furnished as required by the compensation court.

20           Sec. 2. Original section 48-144.04, Reissue Revised Statutes of  
21 Nebraska, is repealed.