

# STATE OF NEW YORK

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768

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sens. GOUNARDES, JACKSON, MAY, MAYER, SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to defining temporary total disability

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 2 of section 15 of the workers' compensation  
2 law, as amended by chapter 161 of the laws of 1966, is amended to read  
3 as follows:  
4 2. Temporary total disability. In case of temporary total disability,  
5 which shall consist of the injured employee's inability to perform his  
6 or her pre-injury employment duties or any modified employment offered  
7 by the employer that is consistent with the employee's disability,  
8 sixty-six and two-thirds per centum of the average weekly wages shall be  
9 paid to the employee during the continuance thereof, except as otherwise  
10 provided in this chapter.  
11 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

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