

INDUSTRIAL ACCIDENTS AND INJURIES – AB 915 REMOVES TRAVEL RESTRICTION FROM THE EDUCATION CODE

THE ISSUE

Education Code sections 44984 (pertaining to K-12) and 87787 (pertaining to community colleges) include a provision that any employee receiving benefits as a result of an industrial accident or injury is required to remain within the State of California during their paid leave unless the governing board authorizes travel outside the State.

The California Labor Code has no provision restricting out of state travel while an injured employee is receiving temporary disability.

THE SOLUTION

Seeking to align the rules governing industrial leaves between the Education Code and the Labor Code, Assembly Member Chris Holden authored AB 915, which was introduced to the legislature on February 26, 2015. AB 915 removes the out of state travel restriction on employees receiving benefits as a result of an industrial accident or injury.

AB 915 was signed by Governor Brown on July 6, 2015 and takes effect on January 1, 2016.

RECOMMENDED ACTION

School districts and community colleges should review existing policies and employee handbooks and remove any travel restriction on employees while on an industrial accident or injury leave.

For more information regarding AB 915, or for assistance with industrial accident leaves, please contact your Claims Analyst or Christine Gerbasi at cgerbasi@keenan.com or 310.212.0363, ext. 3760.

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