

SENATE CONCURRENT RESOLUTION NO.

Introduced by

Legislative Council

(Workers' Compensation Review Committee)

1 A concurrent resolution directing the Legislative Council to study the state's workers'
2 compensation system and whether it is feasible and desirable in making a workers'
3 compensation eligibility determination to consider whether that injured worker qualified for
4 federal Social Security disability insurance or supplemental security income.

5 **WHEREAS**, during the 2005-06 and 2007-08 interims the Workers' Compensation
6 Review Committee reviewed workers' compensation claims that were brought to the committee
7 by injured workers for the purpose of determining whether changes should be made to the laws
8 relating to workers' compensation; and

9 **WHEREAS**, many of the injured workers who have had their workers' compensation
10 claims reviewed by the Workers' Compensation Review Committee have been qualified to
11 receive federal Social Security disability insurance or supplemental security income; and

12 **WHEREAS**, one of the reoccurring issues injured workers have brought to the attention
13 of the Workers' Compensation Review Committee during the past two interims is the frustration
14 of being found disabled under the federal program but being found employable under the
15 state's workers' compensation system; and

16 **WHEREAS**, the Workers' Compensation Review Committee recognizes that although
17 the federal disability programs and the state workers' compensation program are different
18 programs with different parties, there are broad similarities between the programs;

19 **NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE**
20 **HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

21 That the Legislative Council study the state's workers' compensation system and
22 whether it is feasible and desirable in making a workers' compensation eligibility determination
23 to consider whether that injured worker qualified for federal Social Security disability insurance
24 or supplemental security income; and

- 1 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and
- 2 recommendations, together with any legislation required to implement the recommendations, to
- 3 the Sixty-second Legislative Assembly.