

# **WEST VIRGINIA LEGISLATURE**

## **2020 REGULAR SESSION**

**Introduced**

### **House Bill 4687**

BY DELEGATES R. THOMPSON, EVANS, RODIGHIERO,

HICKS, TOMBLIN, LOVEJOY AND PYLES

[Introduced February 04, 2020; Referred to the  
Committee on Fire Departments and Emergency

Medical Services then Finance]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §23-4-1h, relating to workers' compensation; and specifying that when a  
 3 volunteer or part-volunteer firefighter is injured while performing tree or debris removal  
 4 from state highways and rights-of-way, on behalf of the Commissioner of Highways, the  
 5 injury is received in the course of and resulting from his or her covered employment.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 4. DISABILITY AND DEATH BENEFITS.**

**§23-4-1h. Injuries received by volunteer or part-volunteer firefighter while performing tree or debris removal from state highways and rights-of-way.**

1 Notwithstanding any other provision of this code, when a volunteer or part-volunteer  
 2 firefighter is injured while performing tree or debris removal from state highways and rights-of-  
 3 way, under §17-2A-8d of this code, the injury is received in the course of and resulting from his  
 4 or her covered employment.

NOTE: The purpose of this bill is to specify that when a volunteer or part-volunteer firefighter is injured while performing tree or debris removal from state highways and rights-of-way, under §17-2A-8d of this code, the injury is covered under workers' compensation.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.