



Rep. Eddie Washington

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09400HB2449ham001

LRB094 06680 DRH 44377 a

1 AMENDMENT TO HOUSE BILL 2449

2 AMENDMENT NO. _____. Amend House Bill 2449 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Railroad Employees Medical Treatment Act.

6 Section 5. Definition. As used in this Act:

7 "Discipline" means to bring charges against in a
8 disciplinary proceeding, suspend, terminate, or make a note of
9 reprimand on an employee's record.

10 Section 10. Railroad employee access to first aid or
11 medical treatment.

12 (a) A railroad shall make a good faith effort to provide
13 prompt medical attention for a railroad employee who is injured
14 in the course of his or her employment.

15 (b) It is unlawful for a railroad or person employed by a
16 railroad to:

17 (1) deny, delay, or interfere with medical treatment or
18 first aid treatment to an employee of that railroad who has
19 been injured during employment; or

20 (2) discipline or threaten discipline to an employee of
21 a railroad who has been injured during employment for (i)
22 requesting medical or first aid treatment or (ii) following
23 the orders or treatment plan of his or her treating

1 physician.

2 (c) Nothing in this Section shall be construed to require a
3 railroad or railroad employee to perform first aid or medical
4 care.

5 (d) This Section does not prevent an employer from:

6 (1) noting in an employee's record that an injury
7 occurred; or

8 (2) offering light duty or an alternate work assignment
9 to an injured employee if the light duty or alternate work
10 assignment does not conflict with the orders or treatment
11 plan of the employee's treating physician.

12 (e) A violation of this Section is a business offense and
13 punishable by a fine of not more than \$10,000 for each
14 violation.".