



General Assembly

January Session, 2025

***Raised Bill No. 1222***

LCO No. 3867



Referred to Committee on LABOR AND PUBLIC  
EMPLOYEES

Introduced by:  
(LAB)

***AN ACT CONCERNING PORTAL TO PORTAL WORKERS'  
COMPENSATION COVERAGE FOR PUBLIC WORKS DEPARTMENT  
EMPLOYEES.***

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Subdivision (1) of section 31-275 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective October*  
3 *1, 2025*):

4 (1) "Arising out of and in the course of his employment" means an  
5 accidental injury happening to an employee or an occupational disease  
6 of an employee originating while the employee has been engaged in the  
7 line of the employee's duty in the business or affairs of the employer  
8 upon the employer's premises, or while engaged elsewhere upon the  
9 employer's business or affairs by the direction, express or implied, of the  
10 employer, provided:

11 (A) (i) For a police officer or firefighter, "in the course of his  
12 employment" encompasses such individual's departure from such  
13 individual's place of abode to duty, such individual's duty, and the

14 return to such individual's place of abode after duty;

15 (ii) For an employee of the Department of Correction, (I) when  
16 responding to a direct order to appear at such employee's assignment  
17 under circumstances in which nonessential employees are excused from  
18 working, or (II) following two or more mandatory overtime work shifts  
19 on consecutive days, "in the course of his employment" encompasses  
20 such individual's departure from such individual's place of abode  
21 directly to duty, such individual's duty, and the return directly to such  
22 individual's place of abode after duty;

23 (iii) For a telecommunicator, as defined in section 28-30, (I) when a  
24 telecommunicator is subject to emergency calls while off duty by the  
25 terms of such telecommunicator's employment, (II) when responding to  
26 a direct order to appear at such telecommunicator's work assignment  
27 under circumstances in which nonessential employees are excused from  
28 working, or (III) following two or more mandatory overtime work shifts  
29 on consecutive days, "in the course of his employment" encompasses  
30 such individual's departure from such individual's place of abode  
31 directly to duty, such individual's duty, and the return directly to such  
32 individual's place of abode after duty;

33 (iv) For an employee of a public works department, (I) when such  
34 employee is subject to emergency calls while off duty by the terms of  
35 such employee's employment, (II) when responding to a direct order to  
36 appear at such employee's work assignment under circumstances in  
37 which nonessential employees are excused from working, or (III)  
38 following two or more mandatory overtime work shifts on consecutive  
39 days, "in the course of his employment" encompasses such employee's  
40 departure from such employee's place of abode directly to duty, such  
41 individual's duty, and the return directly to such employee's place of  
42 abode after duty. For purposes of this subparagraph "public works  
43 department" means a state or municipal department responsible for the  
44 construction, regulation or maintenance of all things in the nature of  
45 public works and improvements;

46        [(iv)] (v) Notwithstanding the provisions of clauses (i) and (ii) of this  
47 subparagraph, the dependents of any deceased employee of the  
48 Department of Correction who was injured in the course of his  
49 employment, as defined in this subparagraph, on or after July 1, 2000,  
50 and who died not later than July 15, 2000, shall be paid compensation  
51 on account of the death, in accordance with the provisions of section 31-  
52 306, retroactively to the date of the employee's death. The cost of the  
53 payment shall be paid by the employer or its insurance carrier which  
54 shall be reimbursed for such cost from the Second Injury Fund as  
55 provided in section 31-354 upon presentation of any vouchers and  
56 information that the Treasurer may require;

57        (B) A personal injury shall not be deemed to arise out of the  
58 employment unless causally traceable to the employment other than  
59 through weakened resistance or lowered vitality;

60        (C) In the case of an accidental injury, a disability or a death due to  
61 the use of alcohol or narcotic drugs shall not be construed to be a  
62 compensable injury;

63        (D) For aggravation of a preexisting disease, compensation shall be  
64 allowed only for that proportion of the disability or death due to the  
65 aggravation of the preexisting disease as may be reasonably attributed  
66 to the injury upon which the claim is based;

67        (E) A personal injury shall not be deemed to arise out of the  
68 employment if the injury is sustained: (i) At the employee's place of  
69 abode, and (ii) while the employee is engaged in a preliminary act or  
70 acts in preparation for work unless such act or acts are undertaken at  
71 the express direction or request of the employer;

72        (F) For purposes of subparagraph (C) of this subdivision, "narcotic  
73 drugs" means all controlled substances, as designated by the  
74 Commissioner of Consumer Protection pursuant to subsection (c) of  
75 section 21a-243, but does not include drugs prescribed in the course of  
76 medical treatment or in a program of research operated under the  
77 direction of a physician or pharmacologist. For purposes of

78 subparagraph (E) of this subdivision, "place of abode" includes the  
79 inside of the residential structure, the garage, the common hallways,  
80 stairways, driveways, walkways and the yard;

81 (G) The Workers' Compensation Commission shall adopt  
82 regulations, in accordance with the provisions of chapter 54, to  
83 implement the provisions of this section and shall define the terms "a  
84 preliminary act", "acts in preparation for work", "departure from place  
85 of abode directly to duty" and "return directly to place of abode after  
86 duty" on or before January 1, 2006.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2025</i>	31-275(1)

***LAB***      *Joint Favorable*