



MISSOURI HOUSE OF REPRESENTATIVES
WITNESS APPEARANCE FORM

BILL NUMBER: HB 1265		DATE: 3/22/2021	
COMMITTEE: Workforce Development			
TESTIFYING: <input checked="" type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: BRAD JONES		PHONE NUMBER: 619-3077	
REPRESENTING: NATIONAL FEDERATION OF INDEPENDENT BUSINESS		TITLE:	
ADDRESS: 308 E. HIGH			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 3/22/2021 12:00 AM	
THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.			



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: JOHN D BRYAN		PHONE NUMBER: 573-761-5610	
BUSINESS/ORGANIZATION NAME: MISSOURI POULTRY FEDERATION		TITLE:	
ADDRESS: 225 EAST CAPITOL AVENUE			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65109
EMAIL: johnbryan923@gmail.com	ATTENDANCE: Written	SUBMIT DATE: 3/22/2021 12:50 PM	
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WITNESS NAME		
BUSINESS/ORGANIZATION:		
WITNESS NAME: MATT MORROW		PHONE NUMBER: 417-862-5567
BUSINESS/ORGANIZATION NAME: SPRINGFIELD AREA CHAMBER OF COMMERCE		TITLE: PRESIDENT AND CEO
ADDRESS: 202 S JOHN Q. HAMMONS PARKWAY		
CITY: SPRINGFIELD		STATE: MO
		ZIP: 65806
EMAIL: lmustoe@springfieldchamber.com	ATTENDANCE: Written	SUBMIT DATE: 3/22/2021 9:02 AM

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Chairman Henderson and members of the House Committee on Workforce Development: On behalf of the Springfield Area Chamber of Commerce and our over 1500-member businesses, please accept this letter of support for House Bill 1265. The worker's compensation system serves as a mechanism to protect employers and to ensure employees are fairly and quickly compensated for workplace injuries. Making reforms and improvements to the state's system has been a long-term priority of the Springfield Chamber. In recent years, courts have decided that while the prevailing cause of the injury must result from the work accident, the medical treatment provided to the employee for the injury does not have that same requirement. We support efforts to clarify that, in order for a specific medical treatment to be covered under workers' compensation, a work injury must be the prevailing factor causing the need for that medical treatment, mirroring the standard for determining the workers' compensation claim. We encourage your support of HB 1265, and thank you for your consideration. Sincerely, Matt Morrow President and CEO Springfield Area Chamber of Commerce 202 S John Q Hammons Parkway Springfield, MO 65806



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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: MATTHEW PANIK		PHONE NUMBER: 573-634-3511	
REPRESENTING: MISSOURI CHAMBER OF COMMERCE AND INDUSTRY		TITLE: VICE PRESIDENT, GOVERNMENTAL AFFAIRS	
ADDRESS: 428 E CAPITOL AVE			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL: mpanik@mochamber.com	ATTENDANCE: In-Person	SUBMIT DATE: 3/19/2021 11:02 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: RAY MCCARTY		PHONE NUMBER: 573-634-2246	
REPRESENTING: ASSOCIATED INDUSTRIES OF MISSOURI		TITLE: PRESIDENT/CEO	
ADDRESS: 3234 W. TRUMAN BLVD.			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65109
EMAIL: rmccarty@aimo.com	ATTENDANCE: In-Person	SUBMIT DATE: 3/22/2021 10:23 AM	

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This bill requires work to be the "prevailing factor" if a worker is to receive workers' compensation benefits.



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: STEPHEN A. MCMANUS		PHONE NUMBER: 314-630-7793	
BUSINESS/ORGANIZATION NAME: MVP LAW		TITLE:	
ADDRESS: 505 7TH STREET			
CITY: ST. LOUIS		STATE: MO	ZIP: 63128
EMAIL:	ATTENDANCE:	SUBMIT DATE: 3/22/2021 12:00 AM	
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WITNESS NAME		
INDIVIDUAL:		
WITNESS NAME: ARNIE "HONEST-ABE" DIENOFF-STATE PUBLIC ADVOCATE		PHONE NUMBER:
BUSINESS/ORGANIZATION NAME:		TITLE:
ADDRESS:		
CITY:		STATE: ZIP:
EMAIL: arniedienoff@yahoo.com	ATTENDANCE: Written	SUBMIT DATE: 3/22/2021 5:02 PM
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I am in Opposition of this Bill. It is none of Governments Business of what a person seeking "Worker's Compensation" has in Savings.



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: MARK MORELAND		PHONE NUMBER: 314-621-6600	
BUSINESS/ORGANIZATION NAME: MISSOURI ASSOCIATION OF TRIAL ATTORNEYS		TITLE: PRESIDENT	
ADDRESS: 906 OLIVE STREET			
CITY: ST. LOUIS		STATE: MO	ZIP: 63101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 3/22/2021 12:00 AM	
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WITNESS NAME		
INDIVIDUAL:		
WITNESS NAME: SCOTT MCKELLAR		PHONE NUMBER:
BUSINESS/ORGANIZATION NAME:		TITLE:
ADDRESS:		
CITY:		STATE: ZIP:
EMAIL: mck9@swbell.net	ATTENDANCE: Written	SUBMIT DATE: 3/16/2021 5:04 PM
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HB 1265 is an obvious attempt to make the worker's compensation system more stingy. In particular, the changes to section 287.270 would turn that statute on its head. As I understand the legalese, the current statute says that compensation shall NOT be reduced by reason of the injured employee's savings or health insurance. Under HB 1265, such savings or insurance SHALL be considered in determining compensation. If I happen to have \$20,000 in a savings account, I could be awarded less compensation under this bill. That reduction would amount to a confiscation of personal assets unrelated to my injury. I would be penalized for my thrift and prudence. In order even to implement such a confiscation, the worker's compensation system would have to demand a thorough disclosure of my savings and my insurance benefits. The term "savings" is not even defined in this bill, nor anywhere else in chapter 287. What if I have a comparable amount of money tied up in a money market fund? Or a stock fund? Or soybean futures? Or a life insurance policy? Or a timeshare contract for a vacation home? In short, what classes of assets would trigger this penalty, and what wouldn't? What if the savings in question are held in the name of my spouse? How much in savings leads to how much reduction in compensation? The bill gives no answer to such questions. This aspect of HB 1265 would amount to a wealth tax, except that it would be levied only upon those unlucky enough to be injured on the job. Even if you like the idea of a wealth tax, this kind of wealth tax is not economic justice. It's just adding injury to injury.