



Stimati colaboratori,

Ordonanta de urgenta nr. 126/2020 pentru modificarea Ordonantei de urgenta a Guvernului nr. 158/2005 privind concediile si indemnizatiile de asigurari sociale de sanatate si instituirea unor masuri privind indemnizatiile de asigurari sociale de sanatate

In vigoare de la 03 august 2020

Ordonanta de urgenta a Guvernului nr. 158/2005 se modifica astfel:

1. Persoanele asigurate au dreptul la concediu si indemnizatie pentru incapacitate temporara de munca, fara indeplinirea conditiei de stagiul de asigurare, in cazul urgentelor medico-chirurgicale, tuberculozei, bolilor infectocontagioase din grupa A, stabilite prin hotarare a Guvernului, neoplaziilor, SIDA, precum si in cazul bolilor infectocontagioase pentru care se impune masura izolarii prevazuta la art. 8 alin. (1) din Legea nr. 136/2020 privind instituirea unor masuri in domeniul sanatatii publice in situatii de risc epidemiologic si biologic. Pentru persoanele asigurate pentru care s-a dispus masura izolarii, certificatele de concediu medical se elibereaza de catre medicii curanti care au luat in evidenta aceste persoane. In aceste cazuri, durata concediilor medicale este stabilita de catre medicii curanti, in functie de evolutia bolii.

Dear collaborators,

Emergency Ordinance no. 126/2020 for the amendment of the Government Emergency Ordinance no. 158/2005 on leave and social health insurance benefits and the establishment of measures on social health insurance benefits

In force since August 3rd, 2020

Government Emergency Ordinance no. 158/2005 is amended as follows:

1. Insured persons are entitled to leave and allowance for temporary incapacity for work, without the condition of insurance service, in the case of medical-surgical emergencies, tuberculosis, contagious Group A diseases established by government decision, neoplasias, AIDS, as well as in the case of contagious diseases for which the containment measure provided for in Article 8 (1) of Law No 136/2020 laying down measures in the field of public health in situations of epidemiological and biological risk is required. For insured persons who have been ordered to measure isolation, sick leave certificates shall be issued by the treating doctors who have identified them. In these cases, the duration of sick leave is determined by treating physicians according to the evolution of the disease.

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| <p>2. Cuantumul brut lunar al indemnizatiei pentru carantina sau izolare reprezinta 100% din baza de calcul stabilita conform art. 10 si se suporta integral din bugetul Fondului national unic de asigurari sociale de sanatate, potrivit art. 20 alin. (7) din Legea nr. 136/2020.</p> <p>3. Indemnizatiile pentru incapacitate temporara de munca se suporta de:</p> <p>a) angajator, din prima zi pana in a 5-a zi de incapacitate temporara de munca, cu exceptia indemnizatiilor aferente certificatelor de concediu medical acordate persoanelor asigurate pentru care a fost instituita masura izolarii;</p> <p>b) din bugetul Fondului national unic de asigurari sociale de sanatate, incepand cu:</p> <ul style="list-style-type: none"> - ziua urmatoare celor suportate de angajator si pana la data incetarii incapacitatii temporare de munca a asiguratului sau a pensionarii acestuia; - prima zi de incapacitate temporara de munca pentru persoanele asigurate prevazute la art. 1 alin. (1) lit. B si C si alin. (2) din OUG nr. 158/2005; - prima zi de incapacitate temporara de munca, in cazul persoanelor asigurate pentru care a fost instituita masura izolarii. <p>4. Concediile si indemnizatiile pentru incapacitate temporara de munca determinata de bolile infectocontagioase pentru care se instituie masura izolarii, potrivit legii, se acorda pana la data confirmarii persoanei ca fiind vindecata pe baza examenilor clinice si paraclinice sau a recomandarii medicului care constata ca riscul de transmitere a bolii nu mai exista.</p> | <p>2. The gross monthly amount of the indemnity for quarantine or isolation represents 100% of the calculation basis established according to art. 10 and is fully supported from the budget of the Unique National Health Insurance Fund, according to art. 20 para. (7) of Law no. 136/2020.</p> <p>3. Benefits for temporary incapacity for work shall be borne by:</p> <p>a) employer from the first day to the fifth day of temporary incapacity for work, with the exception of benefits relating to sick leave certificates granted to insured persons for whom the isolation measure was introduced;</p> <p>b) from the budget of the Unique National Health Insurance Fund, starting with;</p> <ul style="list-style-type: none"> - the day following those borne by the employer and until the date of termination of the temporary incapacity for work of the insured or his retirement; - the first day of temporary incapacity for work for the insured persons provided in art. 1 para. (1) lit. B and C and para. (2) of GEO no. 158/2005; - the first day of temporary incapacity for work, in the case of insured persons for whom the isolation measure was instituted. <p>4. Leave and temporary incapacity for work resulting from infectious diseases for which the measure of isolation is established, in accordance with the law, shall be granted until the date of confirmation of the person as having been cured on the basis of clinical and paraclinical examinations or a medical prescription that the risk of transmission of the disease no longer exists.</p> |
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| <p>5. Concediul si indemnizatia pentru carantina se acorda persoanelor asigurate in conditiile art. 20 din Legea nr. 136/2020.</p> <p>6. Durata concediilor pentru tuberculoza, neoplazii, SIDA, boli cardiovasculare, a concediilor pentru sarcina si lauzie, ingrijirea copilului bolnav, pentru reducerea timpului de munca, pentru carantina sau izolare, precum si pentru risc maternal nu diminueaza numarul zilelor de concediu medical acordate unui asigurat pentru celelalte afectiuni.</p> <p>7. Incepand cu veniturile aferente lunii iulie 2020, institutiile si autoritatile publice suporta integral indemnizatiile de asigurari sociale de sanatate aferente certificatelor de concediu medical pentru carantina sau izolare de care beneficiaza personalul propriu, ca urmare a unei suspiciuni de infectare cu COVID-19.</p> | <p>5. The leave and the indemnity for quarantine are granted to the insured persons under the conditions of art. 20 of Law no. 136/2020.</p> <p>6. The duration of leave for tuberculosis, neoplasms, AIDS, cardiovascular disease, leave for pregnancy and childbirth, care of a sick child, reduction of working time, quarantine or isolation, and maternal risk does not reduce the number of days of medical leave granted to a insured for other conditions.</p> <p>7. Starting with the revenues related to July 2020, the public institutions and authorities fully support the social health insurance indemnities related to the medical leave certificates for quarantine or isolation that their staff benefits from, as a result of a suspicion of COVID-19 infection.</p> |
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Contact:

Florentina Susnea

Managing Partner

florentina.susnea@pkffinconta.ro

Maria Popa

Tax Manager

maria.popa@pkffinconta.ro

