

HOUSE BILL NO. 4473

April 17, 2019, Introduced by Reps. Haadsma, Sabo and Coleman and referred to the Committee on Insurance.

A bill to amend 1969 PA 317, entitled
"Worker's disability compensation act of 1969,"
(MCL 418.101 to 418.941) by adding section 407.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 407. (1) In the absence of non-work-related causation or**
2 **specific incidents that establish a cause independent of**
3 **employment, post-traumatic stress disorder is presumed to arise out**
4 **of and in the course of employment for any of the following**



1 individuals who, at the time the post-traumatic stress disorder
2 manifests itself, are exposed to the hazards incidental to the
3 provision of police services, fire suppression, rescue, or
4 emergency medical services in the performance of the individual's
5 work-related duties:

6 (a) A member of a fully paid fire or police department of a
7 city, township, or incorporated village employed and compensated on
8 a full-time basis.

9 (b) A member of a fully paid public fire authority employed
10 and compensated on a full-time basis.

11 (c) A county sheriff and the deputies of the county sheriff.

12 (d) A member of the state police.

13 (e) A member of a fully paid fire department of an airport
14 operated by a county, public airport authority, or state university
15 or college.

16 (f) A conservation officer.

17 (g) An officer of the motor carrier enforcement division of
18 the department of state police.

19 (2) The presumption under subsection (1) may be rebutted by
20 scientific evidence that the individual experienced a psychiatric
21 stressor independent of work, and that this was a significant
22 factor in the cause, aggravation, or progression of the post-
23 traumatic stress disorder. Mere evidence that the post-traumatic
24 stress disorder was preexisting or an abstract medical opinion that
25 the employment was not the cause of the post-traumatic stress
26 disorder is not sufficient to overcome the presumption in
27 subsection (1).

