

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 101, Page 1, Section A, Line 5, by
2 inserting after all of said section and line the following:

3
4 "287.069. 1. For the purposes of this section, the following terms mean:

5 (1) "Emergency medical technician", a person licensed in emergency medical care in
6 accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the
7 department under sections 190.001 to 190.245;

8 (2) "Emergency services telecommunicator", any person employed as an emergency
9 telephone worker, call taker, or public safety dispatcher whose duties include receiving, processing,
10 or transmitting public safety information received through a 911 public safety answering point;

11 (3) "First responder", a law enforcement officer; a firefighter; a paramedic; an emergency
12 medical technician; a registered nurse employed to provide emergency medical services outside of a
13 medical facility; an emergency services telecommunicator; an officer employed by the state or a
14 political subdivision at a corrections, detention, or secure treatment facility; a sheriff or full-time
15 deputy sheriff of any county; or a member of the Missouri state highway patrol;

16 (4) "Mental impairment", a diagnosis of posttraumatic stress disorder by a licensed
17 psychiatrist or psychologist;

18 (5) "Paramedic", an individual licensed with cognitive knowledge and a scope of practice
19 that corresponds to that level in the National EMS Education Standards and National EMS Scope of
20 Practice Model;

21 (6) "Posttraumatic stress disorder", the condition as described in the most recently published
22 edition of the Diagnostic and Statistical Manual of Mental Disorders by the American Psychiatric
23 Association.

24 2. If, preceding the date of injury or death, an employee who was employed on active duty
25 as a first responder is diagnosed with a mental impairment and had not been diagnosed with the
26 mental impairment previously, the mental impairment shall presumptively be considered an
27 occupational disease and shall be presumed to have arisen out of and in the course of employment.
28 This presumption may be rebutted by substantial factors brought by the employer or insurer. Any
29 substantial factors that are used to rebut this presumption and that are known to the employer or

Action Taken _____ Date _____

1 insurer at the time of the denial of liability shall be communicated to the employee on the denial of
2 liability.

3 3. One or more compensable mental impairment claims arising out of a single accident shall
4 constitute a single injury. However, a mental impairment arising out of and in the course of
5 employment caused by a single accident or cumulative trauma shall also constitute a compensable
6 mental impairment claim.

7 4. A mental impairment shall not be considered an occupational disease if it results from a
8 disciplinary action, work evaluation, job transfer, layoff, demotion, promotion, termination,
9 retirement, or similar action taken in good faith by the employer."; and

10
11 Further amend said bill by amending the title, enacting clause, and intersectional references
12 accordingly.