

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section
2 84.400, Line 14, by inserting after all of said section and line the following:

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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 accordance
6 with standards prescribed by sections 190.001 to 190.245 and with rules adopted by the department under
7 sections 190.001 to 190.245;

8 (2) "Emergency services telecommunicator", any person employed as an emergency telephone
9 worker, call taker, or public safety dispatcher whose duties include receiving, processing, or transmitting
10 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 medical
12 technician; a registered nurse employed to provide emergency medical services outside of a medical facility;
13 an emergency services telecommunicator; an officer employed by the state or a political subdivision at a
14 corrections, detention, or secure treatment facility; a sheriff or full-time deputy sheriff of any county; or a
15 member of the Missouri state highway patrol;

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

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

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

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

30 3. One or more compensable mental impairment claims arising out of a single accident shall
31 constitute a single injury.

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

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

Action Taken _____ Date _____