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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **2047**

March 13, 2007

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The bill was read for the first time and referred to the Committee on Commerce and Labor

1.1 A bill for an act
1.2 relating to workers' compensation; providing coverage for mental injury
1.3 caused by mental stress; amending Minnesota Statutes 2006, section 176.011,
1.4 subdivision 16.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2006, section 176.011, subdivision 16, is amended to
1.7 read:

1.8 Subd. 16. **Personal injury.** "Personal injury" means injury arising out of and in the
1.9 course of employment and includes personal injury caused by occupational disease; but
1.10 does not cover an employee except while engaged in, on, or about the premises where the
1.11 employee's services require the employee's presence as a part of that service at the time of
1.12 the injury and during the hours of that service. Where the employer regularly furnished
1.13 transportation to employees to and from the place of employment, those employees are
1.14 subject to this chapter while being so transported. Personal injury includes a mental
1.15 injury, with or without an attendant physical injury, caused by mental stress arising out
1.16 of an in the course of employment if the stress was beyond the ordinary day-to-day
1.17 stresses to which all employees are exposed. Personal injury does not include an injury
1.18 caused by the act of a third person or fellow employee intended to injure the employee
1.19 because of personal reasons, and not directed against the employee as an employee, or
1.20 because of the employment. An injury or disease resulting from a vaccine in response
1.21 to a declaration by the Secretary of the United States Department of Health and Human
1.22 Services under the Public Health Service Act to address an actual or potential health
1.23 risk related to the employee's employment is an injury or disease arising out of and in
1.24 the course of employment.