STATE OF NEW YORK

2302

2023-2024 Regular Sessions

IN ASSEMBLY

January 25, 2023

Introduced by M. of A. O'DONNELL -- read once and referred to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to benefits for police officers, correction officers, firefighters, and other emergency personnel diagnosed with PTSD

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 3 of section 10 of the workers' compensation law is amended by adding a new paragraph (c) to read as follows:

(c) Where a police officer, correction officer, firefighter, emergency medical technician, paramedic, emergency dispatcher or other person certified to provide medical care in emergencies is diagnosed by a psychiatrist or psychologist to have post-traumatic stress disorder, it shall be presumed to have been incurred during service in the line of duty and shall be compensable, unless it is shown by a preponderance of the evidence that the post-traumatic stress disorder was caused by nonservice-connected risk factors or nonservice-connected exposure. Such person who is diagnosed with post-traumatic stress disorder within three years of the last active date of employment as a police officer, correction officer, firefighter, emergency medical technician, paramedic, emergency dispatcher or other person certified to provide medical care in emergencies shall be eligible for benefits under this subdivision.

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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