

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 2173

4  
5 By: Representative Wilson  
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7

## For An Act To Be Entitled

8  
9 "AN ACT TO AMEND THE WORKERS COMPENSATION LAW TO REDEFINE  
10 THE TERM COMPENSABLE INJURY ; AND FOR OTHER PURPOSES."

## Subtitle

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13 "TO AMEND THE WORKERS COMPENSATION LAW  
14 TO REDEFINE THE TERM COMPENSABLE  
15 INJURY ."  
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. Arkansas Code 11-9-102(5)(A) is amended to read as follows:

20 "(5)(A) Compensable injury means:

21 (i) An accidental injury causing internal or external physical  
22 harm to the body or accidental injury to prosthetic appliances,  
23 including eyeglasses, contact lenses, or hearing aids, arising out of  
24 and in the course of employment and which requires medical services or  
25 results in disability or death. An injury is accidental only if it  
26 is caused by a specific incident and is identifiable by time and place  
27 of occurrence;

28 (ii) An injury causing internal or external physical harm to  
29 the body and arising out of and in the course of employment if it is  
30 not caused by a specific incident or is not identifiable by time and  
31 place of occurrence, ~~if the injury is: ;~~

32 ~~(a) Caused by rapid repetitive motion. Carpal tunnel syndrome~~  
33 ~~is specifically categorized as a compensable injury falling within~~  
34 ~~this definition;~~

35 ~~(b) A back injury which is not caused by a specific incident or~~  
36 ~~which is not identifiable by time and place of occurrence;~~

1 ~~\_\_\_\_\_ (c) Hearing loss which is not caused by a specific incident or~~  
2 ~~which is not identifiable by time and place of occurrence;~~

3 (iii) Mental illness as set out in § 11-9-113;

4 (iv) Heart, cardiovascular injury, accident, or disease as set  
5 out in § 11-9-114;

6 (v) A hernia as set out in § 11-9-523."  
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8 SECTION 2. All provisions of this act of a general and permanent nature  
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
10 Revision Commission shall incorporate the same in the Code.

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12 SECTION 3. If any provision of this act or the application thereof to  
13 any person or circumstance is held invalid, such invalidity shall not affect  
14 other provisions or applications of the act which can be given effect without  
15 the invalid provision or application, and to this end the provisions of this  
16 act are declared to be severable.

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18 SECTION 4. All laws and parts of laws in conflict with this act are  
19 hereby repealed.

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