

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

State of Arkansas
83rd General Assembly
Regular Session, 2001

A Bill

SENATE BILL 841

By: Senator DeLay

For An Act To Be Entitled

AN ACT TO AMEND THE LEGAL DEFINITION OF COMPENSABLE
INJURY; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LEGAL DEFINITION OF
COMPENSABLE INJURY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 11-9-102(4)(A), concerning the legal
definition of compensable injury is amended to read as follows:

(4)(A) "Compensable injury" means:

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

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

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

~~(b) A back injury which is not caused by a specific~~

1 ~~incident or which is not identifiable by time and place of occurrence; or~~
2 ~~(c) Hearing loss which is not caused by a specific~~
3 ~~incident or which is not identifiable by time and place of occurrence;~~
4 ~~(iii)(ii)~~ Mental illness as set out in § 11-9-113;
5 ~~(iv)(iii)~~ Heart or cardiovascular injury, accident, or
6 disease as set out in § 11-9-114; or
7 ~~(v)(iv)~~ A hernia as set out in § 11-9-523.