

1 **SENATE FLOOR VERSION**

2 February 7, 2023

3 SENATE BILL NO. 411

By: Daniels

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5  
6 An Act relating to workers' compensation; amending  
7 85A O.S. 2021, Section 67, which relates to notice of  
8 occupational disease or cumulative trauma; clarifying  
9 date of injury for cumulative trauma; and providing  
10 an effective date.

11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. AMENDATORY 85A O.S. 2021, Section 67, is  
13 amended to read as follows:

14 Section 67. A. Except as otherwise provided in this section,  
15 notice of disability resulting from an occupational disease or  
16 cumulative trauma shall be the same as in cases of accidental  
17 injury.

18 B. Written notice shall be given to the employer of an  
19 occupational disease or cumulative trauma by the employee, or a  
20 representative of the employee in the case of incapacity or death,  
21 within six (6) months after the first distinct manifestation of the  
22 disease or cumulative trauma or within six (6) months after death.

1        C. The date of injury for cumulative trauma shall be the last  
2 date of injurious exposure prior to the filing date of the  
3 Employee's First Notice of Claim for Compensation.

4            SECTION 2. This act shall become effective November 1, 2023.

5 COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT AND INSURANCE  
6 February 7, 2023 - DO PASS  
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