

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 SENATE BILL 411

By: Daniels

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6 AS INTRODUCED

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

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

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

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

19 B. Written notice shall be given to the employer of an
20 occupational disease or cumulative trauma by the employee, or a
21 representative of the employee in the case of incapacity or death,
22 within six (6) months after the first distinct manifestation of the
23 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.

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