

Amendment to HB 589-FN

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 Workers' Compensation; Definitions. RSA 281-A:2, I-e is repealed and reenacted to read as
4 follows:

5 I-e. "Critical exposure" means contact of an employee's ruptured or broken skin or mucous
6 membranes, including the eyes or mouth, with a person's blood or body fluids.

7 2 Workers' Compensation; Medical, Hospital and Remedial Care. Amend RSA 281-A:23, VI-a to
8 read as follows:

9 VI-a. All expenses associated with the medical evaluation and recommended post-exposure
10 prophylaxis treatment for emergency response/public safety workers shall be paid by the employer's
11 insurance carrier or third-party administrator. ***Testing and treatment shall be determined by***
12 ***the medical provider taking into account the physical examination and incident details.***
13 Such medical evaluation and prophylaxis treatment shall be provided without prejudice as to the
14 issue of the causal relationship of any subsequently diagnosed bloodborne disease or airborne
15 disease to the emergency response/public safety worker's work and without prejudice to the
16 compensability of the bloodborne disease or airborne disease as an occupational disease or an
17 accidental injury for the purposes of this chapter.

18 3 Effective Date. This act shall take effect 30 days after its passage.

Amendment to HB 589-FN
- Page 2 -

2021-2131h

AMENDED ANALYSIS

This bill amends the definition of "critical exposure" for the purpose of the workers' compensation law and provides for payment of testing and treatment by a medical provider.