

Introduced by

Industry, Business and Labor Committee

(At the request of Workforce Safety and Insurance)

1 A BILL for an Act to amend and reenact paragraph 10 of subdivision b of subsection 10 of  
2 section 65-01-02 of the North Dakota Century Code, relating to the definition of mental injuries  
3 arising from a mental stimulus; and to provide for application.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Paragraph 10 of subdivision b of subsection 10 of section  
6 65-01-02 of the North Dakota Century Code is amended and reenacted as follows:

7 (10) A mental injury arising from mental stimulus, unless the injury is a direct  
8 result of being the intended victim of a violent crime, but only when the  
9 mental injury is determined with reasonable medical certainty to be at least  
10 fifty percent of the cause of the condition as compared with all other  
11 contributing causes combined, and only when the condition did not preexist  
12 the work injury. For purposes of this subsection, violent crime means the  
13 commission or attempt of the offenses of murder and nonnegligent  
14 manslaughter, forcible rape, robbery, and aggravated assault as defined in  
15 the federal bureau of investigation's uniform crime reporting program in  
16 effect on the effective date of this Act. All benefits payable under this  
17 subsection are limited to a total of fifteen thousand dollars and may not  
18 extend beyond six months from the date of injury, whichever occurs first.

19 **SECTION 2. APPLICATION.** This Act applies only to injuries occurring on or after the  
20 effective date of this Act.