

# WORKMEN'S COMPENSATION

## CHAPTER 597

HOUSE BILL NO. 1272

(Bunker, Haugland, G. Larson, Weber)

### FIREMAN COMPENSATED FOR LUNG DISEASE

AN ACT to amend and reenact subdivision d of subsection 9 of section 65-01-02 of the North Dakota Century Code, relating to firemen's compensation and death payments under workmen's compensation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subdivision d of subsection 9 of section 65-01-02 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

- \* d. Provided, any condition or impairment of health of a full-time paid fireman caused by lung or respiratory disease, hypertension, or heart disease resulting in total or partial disability or death shall be presumed to have been suffered in line of duty and shall not be attributed to any disease existing prior to such total or partial disability or death unless the contrary be shown by competent evidence, provided, further, that such a full-time paid fireman shall have completed two years of continuous service and have successfully passed a physical examination which examination fails to reveal any evidence of such condition;

\*NOTE: Subdivision d of subsection 9 of section 65-01-02 was also amended by section 1 of House Bill No. 1358, chapter 598.

Approved March 12, 1971

## CHAPTER 598

HOUSE BILL NO. 1358  
(R. Peterson, Boustead)

## COVERAGE FOR LAW ENFORCEMENT OFFICERS

AN ACT to amend and reenact subdivision (d) of subsection (9) of section 65-01-02 of the North Dakota Century Code, relating to Workmen's Compensation Coverage for Law Enforcement Officers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subdivision (d) of subsection (9) of section 65-01-02 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

- \* d. Provided, any condition or impairment of health of a full-time paid fireman or law enforcement officer caused by respiratory diseases, hypertension or heart disease resulting in total or partial disability or death shall be presumed to have been suffered in the line of duty and shall not be attributed to any disease existing prior to such total or partial disability or death unless the contrary be shown by competent evidence, provided, further, that such full-time paid fireman or law enforcement officer shall have completed two years of continuous service and have successfully passed a physical examination which examination fails to reveal any evidence of such condition.

\*NOTE: Subdivision d of subsection 9 of section 65-01-02 was also amended by section 1 of House Bill No. 1272, chapter 597.

Approved March 15, 1971