

FISCAL NOTE
SENATE BILL NO. 2181
LC# 25.0544.02000
01/20/2025

1 - State Fiscal Effect

Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.

	2023-2025 Biennium		2025-2027 Biennium		2027-2029 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

2 - County, City, School District, and Township Fiscal Effect

Identify the fiscal effect on the appropriate political subdivision.

	2023-2025 Biennium	2025-2027 Biennium	2027-2029 Biennium
Counties			
Cities			
School Districts			
Townships			

3 - Bill and Fiscal Impact Summary

Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).

See attached

4 - Fiscal Impact Sections Detail

Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.

See attached

5 - Revenues Detail

For information shown under state fiscal effect in 1 or 2, please explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.

6 - Expenditures Detail

For information shown under state fiscal effect in 1 or 2, please explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.

7 - Appropriations Detail

For information shown under state fiscal effect in 1 or 2, please explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation or a part of the appropriation is included in the executive budget or relates to a continuing appropriation.

Contact Information

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WORKFORCE SAFETY & INSURANCE
2025 LEGISLATION
SUMMARY OF ACTUARIAL INFORMATION

BILL NO: SB 2181

BILL DESCRIPTION: PTSD Coverage

SUMMARY OF ACTUARIAL INFORMATION: Workforce Safety & Insurance, together with its consulting actuaries, The Burkhalter Group, has reviewed the legislation proposed in this bill in conformance with Section 54-03-25 of the North Dakota Century Code.

The proposed legislation provides coverage for posttraumatic stress disorder (PTSD) if the condition causing the posttraumatic stress disorder was extraordinary; limits disability benefits for PTSD to no more than thirty-two weeks and establishes a two claim per lifetime cap; and establishes a sunset date for the legislation of July 31, 2029.

FISCAL IMPACT:

This legislation is not quantifiable due to insufficient data to permit a comprehensive evaluation of the potential rate level and reserve impact of this proposed legislation. However, due to the expansive nature of this legislation, WSI anticipates that, if passed in its present form, the legislation will act to increase both rates and reserves. For certain classes of business such as law enforcement, paid firefighters, and first responders, WSI anticipates that the rate increases could be significant.

Currently, workplace psychiatric injuries are compensable only if caused by a physical injury and the physical injury is determined to be 50% of the cause of the condition and the condition did not pre-exist the work injury. Further, a mental injury arising from a mental stimulus is not a compensable injury. The proposed legislation adds PTSD as a compensable injury if certain criteria are met as detailed in the legislation.

The proposed legislation mirrors many provisions in a similar piece of legislation enacted in Minnesota in 2013, i.e., the Minnesota law offers PTSD workers' compensation benefits to the entire workforce. According to a recent newspaper article, Dan Greensweig, director of the League of Minnesota Cities reported that in 2020 PTSD was estimated to be about 18% of workers' compensation costs, putting PTSD behind only claims for sprains and strains for workers in the 783 cities in the League trust.

DATE: January 20, 2025