



2021 STATE ACTIVITY: COVID-19 WC COMPENSABILITY PRESUMPTIONS

Current as of 12/31/21. Subsequent reports will be published monthly or when legislative and regulatory developments occur. Entries newly added and updated are listed first and highlighted.

Jurisdiction	Regulatory and Legislative Activity	Status
Maryland		
	SB 10 Workers Compensation—COVID-19 Occupational Disease Presumption Source: Click Here	Prefiled: 11/1/21
Alaska		
	HB 45 Relates to Presumption of Compensability for Workers Compensation Claims Related to Contagious Diseases Source: Click Here	In House Committee
	HB 76 Extends COVID-19 Disaster Emergency Source: Click Here	Enacted: 4/30/21
Arkansas		
	HB 1488 Clarifies the Intentional Tort Exception to the Exclusive Remedy Doctrine Under the Workers Compensation Law With Regard to Coronavirus 2019 (COVID-19) Source: Click Here	Enacted: 3/15/21
	SB 16 Suspends Certain Provisions of the Workers Compensation Law With Regard to Certain Workers Due to the Coronavirus 2019 (COVID-19) Outbreak Source: Click Here	Withdrawn: 4/5/21
	Executive Order EO 21-03 Executive Order to Renew the Disaster and Public Health Emergency to Mitigate the Spread and Impact of COVID-19 Source: Click Here	Issued: 2/26/21
California		
	SB 213 Relates to Workers Compensation: Hospital Employees Source: Click Here	In Senate Committee
Connecticut		
	HB 6478 Relates to Various Issues Concerning Workers Compensation Source: Click Here	Failed
	HB 6595 Concerns Labor Issues Related to COVID-19, Personal Protective Equipment and Other Staffing Matters Source: Click Here	Failed



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	SB 1002 Concerns Labor Issues Related to COVID-19, Personal Protective Equipment and Other Staffing Matters Source: Click Here	Failed
District of Columbia		
	B24-0058 Workplace Safety During the COVID-19 Pandemic Emergency Amendment Act of 2021 Source: Click Here	Enacted: 2/26/21
	B24-0059 Workplace Safety During the COVID-19 Pandemic Temporary Amendment Act of 2021 Source: Click Here	Enacted: 5/13/21
Florida		
	HB 53 Relates to Communicable and Infectious Diseases Source: Click Here	Withdrawn: 9/14/21
	HB 117 Relates to Communicable and Infectious Diseases Source: Click Here	Prefiled: 9/16/21
	HB 949 Relates to Communicable and Infectious Diseases Source: Click Here	Failed
	HB 963 Relates to Communicable and Infectious Diseases Source: Click Here	Withdrawn: 2/18/21
	SB 1314 Relates to Communicable and Infectious Diseases Source: Click Here	Failed
	SB 1422 Relates to Communicable and Infectious Diseases Source: Click Here	Failed
Georgia		
	HB 700 Relates to Compensation for Occupational Disease, so as to Include COVID-19 Within the Meaning of Occupational Disease for Essential Workers Source: Click Here	In House Committee
	SB 291 Relates to Compensation for Occupational Disease, so as to Include COVID-19 Within the Meaning of Occupational Disease for Essential Workers Source: Click Here	In Senate Committee
Hawaii		



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	HB 1224 Relates to Workers Compensation; COVID-19 Source: Click Here	In House Committee
	SB 1415 Relates to Workers Compensation; COVID-19 Source: Click Here	In Senate Committee
Illinois		
	HB 782 Relates to Extending Workers Compensation Presumption of Compensability for COVID-19 Source: Click Here	In House Committee
	HB 4276 Relates to Extending Workers Compensation Presumption of Compensability for COVID-19 Source: Click Here	Enacted: 2/26/21
Iowa		
	HF 121 Relates to Compensation for Infection With COVID-19 or a Similar Disease Under the Iowa Occupational Disease Law Source: Click Here	In House Committee
	SF 138 Relates to the Rights of Employees Infected With COVID-19 Under the State Workers Compensation Program Source: Click Here	In Senate Committee
Kentucky		
	HJR 1 (Special Session) Extends Emergency Executive Actions and Declares an Emergency Source: Click Here	Enacted: 9/7/21
	SJR 1 (Special Session) Extends Emergency Executive Actions and Declares an Emergency Source: Click Here	Failed
Maine		
	LD 997 Relates to Supporting Maine’s Corrections Officers and E-9-1-1 Dispatchers Source: Click Here	Failed: 5/19/21
Maryland		
	HB 765 Relates to Workers Compensation; Occupational Disease Presumptions; Novel Coronavirus (Essential Workers Compensation Act) Source: Click Here	Failed
	HB 1199 Workers Compensation—Occupational Disease Presumptions—COVID-19	Failed



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	Source: Click Here	
	HB 1247 Workers Compensation—Occupational Disease Presumptions—COVID-19 Source: Click Here	Failed
	SB 725 Workers Compensation—Occupational Disease Presumptions—COVID-19 Source: Click Here	Failed
	SB 756 Workers Compensation—Occupational Disease Presumptions—COVID-19 Source: Click Here	Failed
	SB 812 Workers Compensation—Occupational Disease Presumptions—COVID-19 Source: Click Here	Failed
	SB 813 Workers Compensation—Occupational Disease Presumptions—COVID-19 Source: Click Here	Failed
	SB 860 Workers Compensation—COVID-19 Occupational Disease Presumption—Public School Employees Source: Click Here	Failed
Massachusetts		
	HB 1986 Creates a Presumption of Relatedness for Workers Suffering From COVID-19 Source: Click Here	In Joint Committee
	HB 1993 Provides Worker Compensation Protection to Emergency Response and Medical Personnel Related to COVID-19 Infection Source: Click Here	In Joint Committee
	HB 2031 Relates to Occupational Presumption and COVID-19 Source: Click Here	In Joint Committee
	HB 2414 Relates to Emergency Hazard Health Duty Source: Click Here	In Joint Committee
	HB 2650 Relates to Disability or Death Caused by Contagious Diseases; Presumption Source: Click Here	In Joint Committee
	HB 2770 Relates to a COVID-19 Presumption for Law Enforcement Source: Click Here	In Joint Committee
	SB 1155 Relates to COVID-19 and Improving Workers Benefits Source: Click Here	In Joint Committee



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	SB 1194 Relates to Occupational Presumption and COVID-19 Source: Click Here	In Joint Committee
	SB 1663 Relates to Disability or Death Caused by Infectious Diseases, Presumption Source: Click Here	In Joint Committee
	SB 1767 Relates to a COVID-19 Presumption for Public Employees Source: Click Here	In Joint Committee
Michigan		
	HB 4748 Provides Infectious Disease Presumption for Essential Employees During a Declared Emergency Source: Click Here	In House Committee
	HB 4822 Relates to COVID-19 Presumption for Police, Firefighters, and Emergency Medical Personnel Incurred in the Line of Duty Source: Click Here	In Senate Committee
	SB 161 Infectious Disease Presumption for Essential Employees During a Declared Emergency Source: Click Here	In Senate Committee
Minnesota		
	HF 2 In Part, Provides Workers Compensation for Certain School Employees Who Contract COVID-19 Source: Click Here	In House Committee
	HF 37 Relates to Workers Compensation; Creates a Presumption of Eligibility for School Employees Who Contract COVID-19 Source: Click Here	In House Committee
	HF 1203 Extends the Presumption for a Workers Compensation Claim Based on COVID-19 Source: Click Here	In Senate Committee
	HF 2253 Adopts Recommendations of the Workers Compensation Advisory Council Source: Click Here	Enacted: 4/26/21
	SF 105 Relates to Workers Compensation; Creates a Presumption of Eligibility for School Employees Who Contract COVID-19 Source: Click Here	In Senate Committee
	SF 719 In Part, Provides Workers Compensation for Certain School Employees Who Contract COVID-19 Source: Click Here	In Senate Committee



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	SF 1203 Extends the Presumption for a Workers Compensation Claim Based on COVID-19 Source: Click Here	In Senate Committee
	SF 2143 Adopts Recommendations of the Workers Compensation Advisory Council Source: Click Here	In Senate Committee
Missouri		
	HB 1246 Modifies Provisions Relating to Workers Compensation Source: Click Here	Failed
	SB 339 Creates New Provisions Relating to Occupational Diseases Diagnosed in Certain First Responders Source: Click Here	Failed
	Emergency Rule 8 CSR 50-5.007 Evidence of Occupational Disease Exposure for First Responders Source: Click Here	Adopted: 1/15/21
	Rule 8 CSR 50-5.007 Evidence of Occupational Disease Exposure for First Responders (see page 1014) Source: Click Here	Adopted: 6/15/21
Montana		
	HB 297 Revises Coverage Under Workers Compensation for Nurses Related to COVID-19 Source: Click Here	Failed
	HB 550 Establishes Presumption in Workers Compensation for COVID-19 Source: Click Here	Failed
Nebraska		
	LB 441 Changes Provisions Relating to Compensation for Certain Employees Who Are Affected by COVID-19 Source: Click Here	In Legislative Committee
New Mexico		
	HB 268 Creates a Presumption That Coronavirus Disease 2019 Is an Injury by Accident Arising Out of and in the Course of Employment for Essential Employees; Permits Employers to Rebut That Presumption; Prohibits Workers Compensation Insurers From Using Coronavirus Disease 2019 Claims in Developing Rating Plans Source: Click Here	Failed



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	SB 261 Relates to COVID-19 Presumption for Firefighters Source: Click Here	Failed
New York		
	AB 1560 Amends the Volunteer Firefighters' Benefit Law and the Volunteer Ambulance Workers' Benefit Law, in Relation to COVID-19 Exposure During a State of Emergency Source: Click Here	In Assembly Committee
	AB 6117 Relates to Including Exposure to Novel Coronavirus, COVID-19 as an Occupational Disease Source: Click Here	In Assembly Committee
	SB 1241 Relates to Including Exposure to Novel Coronavirus, COVID-19 as an Occupational Disease Source: Click Here	In Senate Committee
	SB 1963 Amends the Volunteer Firefighters' Benefit Law and the Volunteer Ambulance Workers' Benefit Law, in Relation to COVID-19 Exposure During a State of Emergency Source: Click Here	In Senate Committee
	SB 3725 Amends the Labor Law and the Workers Compensation Law, in Relation to Liability of Businesses for Damages Associated With a Pandemic Source: Click Here	In Senate Committee
North Dakota		
	HB 1433 Relates to Workers Compensation Benefits for Essential Workers Source: Click Here	Failed
Oklahoma		
	HB 2239 Relates to Occupational Diseases; Establishing Presumption Source: Click Here	In Senate Committee
Oregon		
	HB 3025 Relates to the Compensability of COVID-19 for the Purposes of Workers Compensation Source: Click Here	Failed
	SB 488 Relates to the Compensability of COVID-19 for the Purposes of Workers Compensation Source: Click Here	Failed
Pennsylvania		



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	HB 1078 Provides for Work-Related Hazardous Duty Source: Click Here	In House Committee
Rhode Island		
	HB 5264 Relates to Labor and Labor Relations—Workers Compensation—Occupational Diseases Source: Click Here	In House Committee
	HB 5474 Relates to Labor and Labor Relations—Workers Compensation—Occupational Diseases Source: Click Here	In House Committee
South Carolina		
	HB 3192 Defines “First Responder,” “Health Care Provider,” “Correctional Officer,” and “Isolate” or “Isolation,” to Establish a Presumption That a First Responder, Health Care Provider, or Correctional Officer Contracting COVID-19 Is Entitled to Workers Compensation Benefits as an Occupational Disease, and to Provide Temporary Total Disability Benefits for First Responders, Health Care Providers, and Correctional Officers Required to Isolate Due to COVID-19 if Certain Conditions Are Met Source: Click Here	In House Committee
Tennessee		
	HB 553 Relates to Infectious Diseases Source: Click Here	Substituted by: SB 995
	SB 995 Relates to Infectious Diseases Source: Click Here	Enacted: 4/13/21
Texas		
	HB 34 Relates to Presumptive Coverage for First Responders That Contract COVID-19 Source: Click Here	Failed
	HB 47 Relates to Presumptive Coverage for School District Employees That Contract COVID-19 Source: Click Here	Failed
	HB 396 Relates to the Eligibility of Nurses for Workers Compensation Benefits for Coronavirus Disease (COVID-19) and Payment of Those Benefits Source: Click Here	Failed
	HB 541 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed



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	HB 637 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed
	HB 1498 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed
	HB 3816 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed
	HB 4301 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed
	SB 22 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Enacted: 6/14/21
	SB 107 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed
	SB 433 Relates to the Eligibility of Nurses for Workers Compensation Benefits for Coronavirus Disease (COVID-19) and Payment of Those Benefits Source: Click Here	Failed
	SB 439 Relates to the Eligibility of Nurses for Workers Compensation Benefits for Coronavirus Disease (COVID-19) and Payment of Those Benefits Source: Click Here	Failed
	SB 463 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed
	SB 527 Relates to Certain Claims for Benefits, Compensation, or Assistance by Certain Public Safety Employees and Survivors of Certain Public Safety Employees Source: Click Here	Failed
	SB 612 Relates to the Eligibility of School District Employees for Workers Compensation Benefits for Coronavirus Disease (COVID-19) and Payment of Those Benefits	Failed



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	Source: Click Here	
Vermont		
	SB 9 Relates to Extending Certain Workers Compensation Amendments Related to COVID-19 Source: Click Here	Enacted: 2/3/21
Virginia		
	HB 1985 Relates to Workers Compensation; Presumption as to Death or Disability of Health Care Providers From COVID-19 Source: Click Here	Enacted: 3/31/21
	HB 2207 Relates to Workers Compensation; Presumption as to Death or Disability From COVID-19 Source: Click Here	Enacted: 4/7/21
	SB 1342 In Part, Establishes a Presumption That COVID-19 Causing the Death or Disability of Firefighters, Emergency Medical Services Personnel, Law-Enforcement Officers, and Correctional Officers Is an Occupational Disease Compensable Under the Workers Compensation Act Source: Click Here	Failed
	SB 1375 Relates to Workers Compensation; Presumption as to Death or Disability From COVID-19 Source: Click Here	Enacted: 4/7/21
Washington		
	SB 5190 Provides Health Care Workers With Presumptive Benefits During a Public Health Emergency Source: Click Here	Enacted: 5/11/21
Wisconsin		
	AB 1 In Part, Relates to Workers Compensation Injury to Critical Workers Source: Click Here	Vetoed: 2/5/21
	AB 31 In Part, Relates to Workers Compensation Injury to Critical Workers Source: Click Here	In Assembly Committee
Wyoming		
	SF 19 Public Health Emergencies—Immunity Amendments Source: Click Here	Enacted: 4/6/21



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Federal		
	HR 1319 American Rescue Plan Act of 2021 Source: Click Here	Enacted: 3/11/21
	HR 2499 Federal Firefighters Fairness Act of 2021 Source: Click Here	In House Committee
	HR 3114 Provides Benefits Authorized Under the Longshore and Harbor Workers Compensation Act to Maritime Workers Who Contract COVID-19 Source: Click Here	In House Committee

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