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## State of Misconsin 2021 - 2022 LEGISLATURE

LRB-4899/1 MIM:amn

## **2021 SENATE BILL 721**

November 19, 2021 – Introduced by Senators Nass, Bernier and Jacque, cosponsored by Representatives Sortwell, Moses, Cabral-Guevara, Knodl, Kuglitsch, Plumer, Rozar, Schraa, Tusler, Brandtjen, Wichgers, Thiesfeldt and Allen. Referred to Committee on Labor and Regulatory Reform.

- 1 AN ACT to create 102.03 (7) of the statutes; relating to: employer liability under
- worker's compensation for mandatory or coerced COVID-19 vaccines.

#### Analysis by the Legislative Reference Bureau

This bill provides that, for the purposes of worker's compensation, an injury caused to an employee by a vaccine against the SARS-CoV-2 coronavirus that the employee was required by or coerced by his or her employer to receive is presumed to be caused by the individual's employment.

The presumption requires a diagnosis and may be rebutted by specific evidence that the injury was caused outside of employment.

# The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

**Section 1.** 102.03 (7) of the statutes is created to read:

102.03 (7) (a) For the purposes of benefits under this chapter, where an injury to an employee is found to be caused by a vaccine against the SARS-CoV-2 coronavirus that the employee was required by or coerced by his or her employer to receive, the injury is presumed to be caused by the individual's employment.

### SENATE BILL 721

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(b	<b>o</b> )	An	injury	claimed	under	par.	(a)	must	be	accompanied	by	a	${\bf specific}$
diagnosis by a physician.													

(c) An injury claimed under par. (a) may be rebutted by specific evidence that the injury was not caused by receiving the vaccine.

5 (END)