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.

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.
(b) An injury claimed under par. (a) must be accompanied by a 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.

(END)