

# House Amendment 1614

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1 1 Amend House File 791 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 <Section 1. Section 85B.4, subsection 3, Code  
1 5 2009, is amended to read as follows:  
1 6 3. "Occupational hearing loss" means that portion  
1 7 of a permanent sensorineural loss of hearing in one or  
1 8 both ears that exceeds an average hearing level of  
1 9 twenty-five decibels for the frequencies five hundred,  
1 10 one thousand, two thousand, and three thousand Hertz,  
1 11 arising out of and in the course of employment caused  
1 12 by excessive noise exposure. "Occupational hearing  
1 13 loss" includes all injury, hearing loss, and  
1 14 disability caused by tinnitus. "Occupational hearing  
1 15 loss" does not include loss of hearing attributable to  
1 16 age or any other condition or exposure not arising out  
1 17 of and in the course of employment.  
1 18 Sec. 2. Section 85B.6, Code 2009, is amended to  
1 19 read as follows:  
1 20 85B.6 MAXIMUM COMPENSATION.  
1 21 Compensation is payable for a maximum of one  
1 22 hundred seventy-five weeks for total occupational  
1 23 hearing loss. For partial occupational hearing loss  
1 24 compensation is payable for a period proportionate to  
1 25 the relation which the calculated binaural, both ears,  
1 26 hearing loss bears to one hundred percent, or total  
1 27 loss of hearing. An occupational hearing loss that is  
1 28 accompanied by tinnitus may be assessed at an  
1 29 additional percentage hearing loss of up to and  
1 30 including five percent, upon a showing that the  
1 31 tinnitus substantially limits the employees' ability  
1 32 to perform one or more major life activities.>  
1 33 #2. Title page, line 1, by inserting after the  
1 34 word <to> the following: <workers' compensation laws  
1 35 including workers' compensation disability coverage  
1 36 for occupational hearing loss and>.  
1 37 #3. By renumbering as necessary.  
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