

## **Proposed language regarding unauthorized aliens:**

Add definition under Minn. Stat. §176.011:

**Subd. 28. Unauthorized alien.** An “unauthorized alien” is an employee who is neither lawfully admitted for permanent residence nor authorized by law to work in the United States.

Amend §176.101, subd. 1(d):

(d) Temporary total disability compensation shall be paid during the period of disability subject to the cessation and recommencement conditions in paragraphs (e) through (l). In the event the employee is an unauthorized alien, temporary total disability compensation shall cease when the employee’s total disability ends, notwithstanding any of the conditions set forth in paragraphs (e) through (l).

## **Proposed language regarding intoxication:**

Amend Minn. Stat. §176.021:

**Subd. 1. [LIABILITY FOR COMPENSATION.]** Except as excluded by this chapter all employers and employees are subject to the provisions of this chapter.

Every employer is liable for compensation according to the provisions of this chapter and is liable for compensation in every case of employment without regard to the question of negligence. The burden of proof of these facts is upon the employee.

If the injury was intentionally self-inflicted or the intoxication of the employee is the proximate cause of the injury, then the employer is not liable for compensation in the form of indemnity benefits. The burden of proof of these facts is upon the employer. Notwithstanding the foregoing, if the employee’s alcohol concentration at the time, or as measured within two hours of the time, of the injury is 0.08 or more, then it is presumed that intoxication is the proximate cause of the injury. The presumption is rebuttable by the employee.