

By the Committee on Banking and Insurance; and Senator Grant

311-2087-99

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A bill to be entitled
An act relating to workers' compensation;
amending s. 440.092, F.S.; specifying special
requirements for compensability with respect to
officers who are going to or coming from work
in law enforcement vehicles; providing an
effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (2) of section 440.092, Florida
Statutes, is amended to read:

440.092 Special requirements for compensability;
deviation from employment; subsequent intervening accidents.--

(2) GOING OR COMING.--An injury suffered while going
to or coming from work is not an injury arising out of and in
the course of employment whether or not the employer provided
transportation if such means of transportation was available
for the exclusive personal use by the employee, unless the
employee was engaged in a special errand or mission for the
employer. Notwithstanding any provision of law to the
contrary, a law enforcement officer as defined in s. 943.10(1)
who is going to or coming from work in an official law
enforcement vehicle shall be deemed to be engaged in a special
errand or mission for the officer's employer.

Section 2. This act shall take effect July 1, 1999.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
Senate Bill 1202

Deletes correctional officers and correctional probation officers from the bill's amendments to the "going and coming" rule under the workers' compensation law, which amendments provide that a law enforcement officer going to or coming from work in an official law enforcement vehicle is considered to be engaged in a special errand or mission for the employer and is covered under the workers' compensation law.