

By Representative Fasano

1                                   A bill to be entitled  
2           An act relating to workers' compensation;  
3           amending s. 440.092, F.S.; revising provisions  
4           relating to special requirements for  
5           compensability under Workers' Compensation Law  
6           to provide that certain injuries suffered by  
7           specified law enforcement and correctional  
8           officers shall be deemed to be injuries arising  
9           out of and in the course of employment;  
10          providing an effective date.

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

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

16           440.092 Special requirements for compensability;  
17 deviation from employment; subsequent intervening accidents.--

18           (2) GOING OR COMING.--An injury suffered while going  
19 to or coming from work is not an injury arising out of and in  
20 the course of employment whether or not the employer provided  
21 transportation if such means of transportation was available  
22 for the exclusive personal use by the employee, unless the  
23 employee was engaged in a special errand or mission for the  
24 employer. Notwithstanding any provision of law to the  
25 contrary, an officer, as defined in s. 943.10(14), who is  
26 going to or coming from work in an official law enforcement or  
27 corrections vehicle shall be deemed to be engaged in a special  
28 errand or mission for the respective employer.

29           Section 2. This act shall take effect upon becoming a  
30 law.

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HOUSE SUMMARY

With respect to special requirements for compensability under the Workers' Compensation Law, provides that an injury suffered by any employed or appointed full-time, part-time, or auxiliary law enforcement officer, correctional officer, or correctional probation officer who is going to or coming from work in an official law enforcement or corrections vehicle shall be deemed to be an injury arising out of and in the course of employment.