

1                   A bill to be entitled  
2           An act relating to workers' compensation;  
3           amending s. 440.092, F.S.; characterizing  
4           certain activities of certain officers as  
5           arising out of and in the course of employment  
6           for compensability purposes; providing a  
7           declaration of important state interest;  
8           providing an effective date.  
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10   Be It Enacted by the Legislature of the State of Florida:

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

14           440.092 Special requirements for compensability;  
15   deviation from employment; subsequent intervening accidents.--

16           (2) GOING OR COMING.--An injury suffered while going  
17   to or coming from work is not an injury arising out of and in  
18   the course of employment whether or not the employer provided  
19   transportation if such means of transportation was available  
20   for the exclusive personal use by the employee, unless the  
21   employee was engaged in a special errand or mission for the  
22   employer. For the purposes of this subsection and not  
23   withstanding any other provisions of law to the contrary, an  
24   injury to a law enforcement officer as defined in Section  
25   943.10(1), Florida Statutes, during the officer's work period  
26   or while going to or coming from work in an official law  
27   enforcement vehicle, shall be presumed to be an injury arising  
28   out of and in the course of employment unless the injury  
29   occurred during a distinct deviation for a non-essential  
30   personal errand. If, however, the employer's policy or the  
31   collective bargaining agreement that applies to the officer

2 permits such deviations for non-essential errands, the injury  
3 employment.

5 It is hereby declared by the Legislature  
6 functions, that it is their duty to protect life and property  
7 at their own risk and peril, and that their activities are  
8 declares that it is a proper and legitimate state purpose to  
9 provide workers' compensation coverage to law enforcement  
11 from work in an official law enforcement vehicle. Pursuant to  
12 Section 18, Article VII of the State Constitution, the  
14 of this act fulfill an important state interest.

17 law.