

By Representative Kilmer

1 A bill to be entitled
 2 An act relating to disability in the line of
 3 duty; amending s. 112.18, F.S.; expanding the
 4 provisions of law with respect to disability in
 5 the line of duty to include all law enforcement
 6 officers and certain correctional officers;
 7 providing an effective date.

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

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 11 Section 1. Section 112.18, Florida Statutes, is
 12 amended to read:

13 112.18 Firefighters and ~~state~~ law enforcement
 14 officers; special provisions relative to disability.--

15 (1) Any condition or impairment of health of any
 16 Florida state, municipal, county, port authority, special tax
 17 district, or fire control district firefighter or any state
 18 law enforcement officer or correctional officer as defined in
 19 s. 943.10(1), (2), or (3) caused by tuberculosis, heart
 20 disease, or hypertension resulting in total or partial
 21 disability or death shall be presumed to have been accidental
 22 and to have been suffered in the line of duty unless the
 23 contrary be shown by competent evidence. However, any such
 24 firefighter or ~~state~~ law enforcement officer shall have
 25 successfully passed a physical examination upon entering into
 26 any such service as a firefighter or ~~state~~ law enforcement
 27 officer, which examination failed to reveal any evidence of
 28 any such condition. Such presumption shall not apply to
 29 benefits payable under or granted in a policy of life
 30 insurance or disability insurance, unless the insurer and
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1 insured have negotiated for such additional benefits to be
2 included in the policy contract.
3 (2) This section shall be construed to authorize the
4 above governmental entities to negotiate policy contracts for
5 life and disability insurance to include accidental death
6 benefits or double indemnity coverage which shall include the
7 presumption that any condition or impairment of health of any
8 firefighter, law enforcement officer, or correctional officer
9 caused by tuberculosis, heart disease, or hypertension
10 resulting in total or partial disability or death was
11 accidental and suffered in the line of duty, unless the
12 contrary be shown by competent evidence.

13 Section 2. This act shall take effect upon becoming a
14 law.

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16 HOUSE SUMMARY

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18 Expands a provision of law with respect to disability in
19 the line of duty to include all law enforcement officers
20 rather than only state law enforcement officers and to
include correctional officers. See bill for details.
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