

By the Committee on Crime Prevention, Corrections & Safety
and 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 and
7 correctional probation officers; providing an
8 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. Section 112.18, Florida Statutes, is
13 amended to read:

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

16 (1) Any condition or impairment of health of any
17 Florida state, municipal, county, port authority, special tax
18 district, or fire control district firefighter or any state
19 law enforcement officer, correctional officer, or correctional
20 probation officer as defined in s. 943.10(1), (2), or (3),
21 respectively, caused by tuberculosis, heart disease, or
22 hypertension resulting in total or partial disability or death
23 shall be presumed to have been accidental and to have been
24 suffered in the line of duty unless the contrary be shown by
25 competent evidence. However, any such firefighter or ~~state~~ law
26 enforcement officer shall have successfully passed a physical
27 examination upon entering into any such service as a
28 firefighter or ~~state~~ law enforcement officer, correctional
29 officer, or correctional probation officer, which examination
30 failed to reveal any evidence of any such condition. Such
31 presumption shall not apply to benefits payable under or

1 granted in a policy of life insurance or disability insurance,
2 unless the insurer and insured have negotiated for such
3 additional benefits to be included in the policy contract.

4 (2) This section shall be construed to authorize the
5 above governmental entities to negotiate policy contracts for
6 life and disability insurance to include accidental death
7 benefits or double indemnity coverage which shall include the
8 presumption that any condition or impairment of health of any
9 firefighter, law enforcement officer, correctional officer, or
10 correctional probation officer caused by tuberculosis, heart
11 disease, or hypertension resulting in total or partial
12 disability or death was accidental and suffered in the line of
13 duty, unless the contrary be shown by competent evidence.

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

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