

By Senator Webster

12-758-01

See HB 249

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

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

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

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

(1) Any condition or impairment of health of any
Florida state, municipal, county, port authority, special tax
district, or fire control district firefighter or any state
law enforcement officer or correctional officer as defined in
s. 943.10(1), (2), or (3) caused by tuberculosis, heart
disease, or hypertension resulting in total or partial
disability or death shall be presumed to have been accidental
and to have been suffered in the line of duty unless the
contrary be shown by competent evidence. However, any such
firefighter or ~~state~~ law enforcement officer shall have
successfully passed a physical examination upon entering into
any such service as a firefighter or ~~state~~ law enforcement
officer, which examination failed to reveal any evidence of
any such condition. Such presumption shall not apply to
benefits payable under or granted in a policy of life
insurance or disability insurance, unless the insurer and

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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17 HOUSE SUMMARY

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
21 include correctional officers. See bill for details.
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