

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

1 Representative Culp offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 73-136 and insert:

5
6 Section 3. Section 627.4107, Florida Statutes, is created
7 to read:

8 627.4107 Government employees exposed to toxic drug
9 chemicals; cancellation of life or health policy or certificate
10 prohibited.--No life or health insurer may cancel or nonrenew a
11 life or health insurance policy or certificate of insurance
12 providing coverage to a state or local law enforcement officer
13 as defined in s. 943.10, firefighter as defined in s. 633.30,
14 emergency medical technician as defined in s. 401.23, or
15 paramedic as defined in s. 401.23, a volunteer firefighter
16 engaged by state or local government, a law enforcement officer
17 employed by the Federal Government, or any other local, state,

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18 or Federal Government employee solely based on the fact that the
19 individual has been exposed to toxic chemicals or suffered
20 injury or disease as a result of the individual's lawful duties
21 arising out of the commission of a violation of chapter 893 by
22 another person. This section does not apply to any person who
23 commits an offense under chapter 893. This section does not
24 prohibit an insurer from canceling or nonrenewing an insurance
25 policy or certificate, as permitted under the applicable state
26 insurance code, based on an act or practice of the policyholder
27 or certificateholder that constitutes fraud or intentional
28 misrepresentation of material fact by the policyholder or
29 certificateholder.

30 Section 4. Paragraph (a) of subsection (4) of section
31 907.041, Florida Statutes, is amended, and paragraph (1) is
32 added to that subsection, to read:

33 907.041 Pretrial detention and release.--

34 (4) PRETRIAL DETENTION.--

35 (a) As used in this subsection, "dangerous crime" means
36 any of the following:

- 37 1. Arson;
- 38 2. Aggravated assault;
- 39 3. Aggravated battery;
- 40 4. Illegal use of explosives;
- 41 5. Child abuse or aggravated child abuse;
- 42 6. Abuse of an elderly person or disabled adult, or
43 aggravated abuse of an elderly person or disabled adult;
- 44 7. Aircraft piracy;
- 45 8. Kidnapping;
- 46 9. Homicide;

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- 47 10. Manslaughter;
- 48 11. Sexual battery;
- 49 12. Robbery;
- 50 13. Carjacking;
- 51 14. Lewd, lascivious, or indecent assault or act upon or
- 52 in presence of a child under the age of 16 years;
- 53 15. Sexual activity with a child, who is 12 years of age
- 54 or older but less than 18 years of age, by or at solicitation of
- 55 person in familial or custodial authority;
- 56 16. Burglary of a dwelling;
- 57 17. Stalking and aggravated stalking;
- 58 18. Act of domestic violence as defined in s. 741.28;
- 59 19. Home invasion robbery;
- 60 20. Act of terrorism as defined in s. 775.30; and
- 61 21. Manufacturing any substances in violation of chapter
- 62 893; and

63 ~~22.21.~~ Attempting or conspiring to commit any such crime.

64 (1) The Legislature finds that a person who manufactures

65 any substances in violation of chapter 893 poses a threat of

66 harm to the community and that the factual circumstances of such

67 a crime indicate a disregard for the safety of the community.

68 The court shall order pretrial detention if the court finds that

69 there is a substantial probability that a defendant charged with

70 manufacturing any substances in violation of chapter 893

71 committed such a crime and if the court finds that there are no

72 conditions of release reasonably sufficient to protect the

73 community from the risk of physical harm to persons.

74
75 ===== T I T L E A M E N D M E N T =====

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76 Remove lines 13-20 and insert:
77
78 specified individuals; creating s. 627.4107, F.S.;
79 prohibiting cancellation or nonrenewal of life or health
80 insurance policies or certificates of insurance providing
81 coverage to specified local, state, or federal employees
82 due to exposure to toxic chemicals or due to disease or
83 injury incurred in their duties related to controlled
84 substance law violations committed by others; providing
85 penalties; permitting cancellations or nonrenewals for
86 specified fraud or misrepresentation;