

1                                   A bill to be entitled  
 2           An act relating to benefits for firefighters injured  
 3           during training exercises; providing a short title;  
 4           amending s. 112.191, F.S.; providing that a  
 5           firefighter and his or her spouse and dependent  
 6           children are eligible for certain insurance coverage  
 7           if the firefighter is totally and permanently disabled  
 8           during an official training exercise; providing an  
 9           effective date.

10  
 11 Be It Enacted by the Legislature of the State of Florida:

12  
 13           **Section 1.** This act may be cited as the "Captain Anthony  
 14 Gillan Act."

15           **Section 2. Paragraph (g) of subsection (2) of section**  
 16 **112.191, Florida Statutes, is amended to read:**

17           112.191 Firefighters; death benefits.—

18           (2)

19           (g)1. Any employer who employs a full-time firefighter  
 20 who, on or after January 1, 1995, suffers a catastrophic injury,  
 21 as defined in s. 440.02, Florida Statutes 2002, in the line of  
 22 duty shall pay the entire premium of the employer's health  
 23 insurance plan for the injured employee, the injured employee's  
 24 spouse, and for each dependent child of the injured employee  
 25 until the child reaches the age of majority or until the end of

26 | the calendar year in which the child reaches the age of 25 if  
27 | the child continues to be dependent for support, or the child is  
28 | a full-time or part-time student and is dependent for support.  
29 | The term "health insurance plan" does not include supplemental  
30 | benefits that are not part of the basic group health insurance  
31 | plan. If the injured employee subsequently dies, the employer  
32 | shall continue to pay the entire health insurance premium for  
33 | the surviving spouse until remarried, and for the dependent  
34 | children, under the conditions outlined in this paragraph.

35 | However:

36 |       a. Health insurance benefits payable from any other source  
37 | shall reduce benefits payable under this section.

38 |       b. It is unlawful for a person to willfully and knowingly  
39 | make, or cause to be made, or to assist, conspire with, or urge  
40 | another to make, or cause to be made, any false, fraudulent, or  
41 | misleading oral or written statement to obtain health insurance  
42 | coverage as provided under this paragraph. A person who violates  
43 | this sub-subparagraph commits a misdemeanor of the first degree,  
44 | punishable as provided in s. 775.082 or s. 775.083.

45 |       c. In addition to any applicable criminal penalty, upon  
46 | conviction for a violation as described in sub-subparagraph b.,  
47 | a firefighter or other beneficiary who receives or seeks to  
48 | receive health insurance benefits under this paragraph shall  
49 | forfeit the right to receive such health insurance benefits, and  
50 | shall reimburse the employer for all benefits paid due to the

51 fraud or other prohibited activity. For purposes of this sub-  
52 subparagraph, the term "conviction" means a determination of  
53 guilt that is the result of a plea or trial, regardless of  
54 whether adjudication is withheld.

55 2. In order for the firefighter, spouse, and dependent  
56 children to be eligible for such insurance coverage, the injury  
57 must have occurred as the result of the firefighter's response  
58 to what is reasonably believed to be an emergency involving the  
59 protection of life or property, ~~or an unlawful act perpetrated~~  
60 by another, or the injury must have occurred during an official  
61 training exercise in which the firefighter became totally and  
62 permanently disabled. Except as otherwise provided herein, this  
63 paragraph may not be construed to limit health insurance  
64 coverage for which the firefighter, spouse, or dependent  
65 children may otherwise be eligible, except that a person who  
66 qualifies for benefits under this section is not eligible for  
67 the health insurance subsidy provided under chapter 121, chapter  
68 175, or chapter 185.

69  
70 Notwithstanding any provision of this section to the contrary,  
71 the death benefits provided in paragraphs (b), (c), and (f)  
72 shall also be applicable and paid in cases where a firefighter  
73 received bodily injury prior to July 1, 1993, and subsequently  
74 died on or after July 1, 1993, as a result of such in-line-of-  
75 duty injury.

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**Section 3.** This act shall take effect July 1, 2025.