

SENATE BILL NO. 63

BY SENATORS GATTI, BISHOP AND CARTER AND REPRESENTATIVES BAGNERIS, BARRAS, ROBBY CARTER, COUSSAN, CREWS, CROMER, DWIGHT, GISCLAIR, HILFERTY, HORTON, HOWARD, JEFFERSON, MAGEE, GREGORY MILLER, MORENO, NORTON, POPE, REYNOLDS, RICHARD, SEABAUGH, SMITH, WHITE AND ZERINGUE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To amend and reenact R.S. 33:2011(A) and (B), relative to occupational diseases; to provide with respect to firefighters; to provide for the classification of certain types of cancer as occupational diseases or infirmities connected with the duties of a firefighter; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:2011(A) and (B) are hereby amended and reenacted to read as follows:

§2011. Development of cancer during employment in fire service; occupational disease

A. Because of exposure to heat, smoke, and fumes or carcinogenic, poisonous, toxic, or chemical substances, when a firefighter in the classified service who has completed ten or more years of service ~~is unable to perform his regular duties in the fire service in this state by reason of a disabling cancer, such cancer has developed cancer, the cancer~~ shall be classified as an occupational disease or infirmity connected with the duties of a firefighter. The disease or infirmity shall be presumed to have been caused by or to have resulted from the work performed. This presumption shall be rebuttable by evidence meeting judicial standards, and shall be extended to a member following termination of service for a period of three months for each full year of service not to exceed sixty months commencing with the last actual date of service.

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B. The ~~disabling~~ cancer referred to in Subsection A **of this Section** shall be limited to the types of cancer which may be caused by exposure to heat, smoke, radiation, or a known or suspected carcinogen as defined by the International Agency for Research on Cancer. The ~~disabling~~ cancer shall also be limited to a cancer originating in the bladder, brain, colon, liver, pancreas, skin, kidney, or gastrointestinal **or reproductive** tract, and leukemia, lymphoma, ~~and multiple myeloma, prostate cancer, and testicular cancer, or any other type of cancer, due to occupational exposure, for which firefighters are determined to have a statistically significant increased risk over that of the general population.~~

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____