

SENATE BILL NO. 261

BY SENATORS ERDEY AND THOMPSON

1 AN ACT

2 To amend and reenact R.S. 40:1668(C) and (F) and to repeal R.S. 40:1668(G)(4), relative
3 to insurance benefits for firemen and officers who suffer a catastrophic injury
4 resulting in permanent and total disability in certain circumstances; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1668(C) and (F) are hereby amended and reenacted to read as
8 follows:

9 §1668. Benefits for disabled firemen and law enforcement officers in certain cases

10 * * *

11 C.(1) In any case in which an officer is determined by the board or a court of
12 competent jurisdiction pursuant to Paragraph (E)(2) of this Section to be permanently
13 and totally disabled as the direct and proximate result of a catastrophic injury arising
14 out of and in the course of the performance of the officer's official duties, the
15 following shall be paid by the state risk ~~manager out of the Self-Insurance Fund~~
16 **director pursuant to R.S. 39:1533(A)(2)** on behalf of the officer from the date of
17 the catastrophic injury as long as the officer is permanently and totally disabled:

18 (a)(i) Premiums due from the officer for the amount and type of life, health,
19 accident, accidental death and dismemberment, hospital, surgical, and medical
20 expense insurance covering the officer and maintained by the officer through the
21 officer's employer at the time of the catastrophic injury.

22 **(ii) If the injured officer no longer qualifies under Item (i) of this**
23 **Subparagraph, premiums due for insurance that provides for life, health,**
24 **accident, accidental death, and dismemberment, hospitals, surgical, and medical**
25 **expense insurance similar to that maintained by the officer through his**
26 **employer at the time of the catastrophic injury.**

1 (iii) This Subparagraph shall not apply to any premium due from the officer
2 for insurance covering any individual other than the officer.

3 (b) Copayments, **coinsurance**, and deductibles applicable to any insurance
4 policy for which premiums are paid pursuant to Subparagraph ~~Item~~ **Item** (a)~~(i) or (ii)~~ of
5 this Paragraph for healthcare benefits received by the officer.

6 (2) The premiums, deductibles, **coinsurance**, and copayments paid pursuant
7 to this Section shall be in addition to any other benefit or income available and paid
8 to the injured officer for the disability due to the catastrophic injury.

9 * * *

10 F. If the board determines the officer qualifies for the benefit payable under
11 this Section, the board shall notify the state risk ~~manager~~ **director**.

12 * * *

13 Section 2. R.S. 40:1668(G)(4) is hereby repealed in its entirety.

14 Section 3. This Act shall become effective upon signature by the governor or, if not
15 signed by the governor, upon expiration of the time for bills to become law without signature
16 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
17 vetoed by the governor and subsequently approved by the legislature, this Act shall become
18 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____