

2022 Regular Session

HOUSE BILL NO. 854

BY REPRESENTATIVES STAGNI, ADAMS, BOYD, BRYANT, ROBBY CARTER, CORMIER, DEVILLIER, DUPLESSIS, EMERSON, FISHER, FREEMAN, GLOVER, HARRIS, HORTON, HUGHES, JEFFERSON, JENKINS, MIKE JOHNSON, LAFLEUR, LARVADAIN, LYONS, MAGEE, CHARLES OWEN, PIERRE, ROMERO, SELDERS, WHITE, AND WILLARD

1 AN ACT

2 To amend and reenact R.S. 33:2011(A) and to enact R.S. 33:2011(E), relative to  
3 occupational diseases; provides relative to members employed in the classified fire  
4 service; to provide for an extension to the rebuttable presumption; to provide  
5 limitations; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 33:2011(A) is hereby amended and reenacted and R.S. 33:2011(E)  
8 is hereby enacted to read as follows:

9 §2011. Development of cancer during employment in fire service; occupational  
10 disease

11 A.(1) Because of exposure to heat, smoke, and fumes or carcinogenic,  
12 poisonous, toxic, or chemical substances, when a firefighter in the classified service  
13 who has completed ten or more years of service has developed cancer, the cancer  
14 shall be classified as an occupational disease or infirmity connected with the duties  
15 of a firefighter. The disease or infirmity shall be presumed to have been caused by  
16 or to have resulted from the work performed. This presumption shall be rebuttable  
17 by evidence meeting judicial standards;

18 ~~(2) and shall be extended to a member following termination of service for~~  
19 ~~a period of three months for each full year of service not to exceed sixty months~~  
20 ~~commencing with the last actual date of service. For a firefighter who terminates his~~  
21 ~~service prior to January 1, 2023, this presumption shall be extended to the member~~  
22 ~~following termination of service for a period of three months for each full year of~~  
23 ~~service not to exceed sixty months commencing with the last actual date of service.~~

