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LEGISLATIVE ACTION

Senate

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House

Senator Thurston moved the following:

Senate Amendment (with title amendment)

Delete lines 365 - 366

and insert:

(c) For COVID-19-related claims governed by chapter 112 or chapter 440 and any other claims for benefits provided by law to individuals suffering injury or illness in the course and scope of employment, the following individuals are presumed to have contracted COVID-19 in the course and scope of their employment:

1. A person licensed under chapter 458, chapter 459, chapter 461, chapter 463, chapter 464, chapter 465, chapter 466,



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12 or chapter 483;
13 2. An employee of a:
14 a. Facility licensed, certified, or approved by any state
15 agency and for which chapter 395, chapter 400, chapter 429, or
16 chapter 766 applies;
17 b. Federally qualified health center as defined in 42
18 U.S.C. s. 1396d(1) (2) (B); or
19 c. Sole proprietorship, group practice, partnership, or
20 corporation that provides health care services by physicians
21 covered by s. 627.419, that is directly supervised by one or
22 more of such physicians, and that is wholly owned by one or more
23 of those physicians or by a physician and the spouse, parent,
24 child, or sibling of that physician;
25 3. An emergency medical technician as defined in s.
26 401.23(11);
27 4. A paramedic as defined in 401.23(17);
28 5. A law enforcement officer as defined in s. 112.531(2);
29 or
30 6. A firefighter as defined in s. 112.81(1).
31 (d) The presumption in paragraph (c) may be rebutted if the
32 defendant proves by clear and convincing evidence that the
33 individual's infection did not arise out of the course and scope
34 of his or her employment.

35
36 ===== T I T L E A M E N D M E N T =====

37 And the title is amended as follows:

38 Delete line 20

39 and insert:

40 creating a certain presumption for COVID-19-related



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41 claims of certain employees which are governed by
42 certain other provisions; providing that such
43 presumption may be rebutted under certain
44 circumstances; providing severability;