

ACT No. 171

2021 Regular Session

HOUSE BILL NO. 157

BY REPRESENTATIVE GREEN

1 AN ACT

2 To amend and reenact R.S. 40:1665.1(A), (C), and (D), relative to health benefits of law
3 enforcement officers; to provide relative to death benefits resulting from heart attack
4 or stroke; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1665.1(A), (C), and (D) are hereby amended and reenacted to
7 read as follows:

8 §1665.1. Financial security for surviving spouses and children of firemen and law
9 enforcement officers; death by heart attack or stroke; presumption

10 A. In addition to the qualifying events enumerated in R.S. 40:1665 and
11 1665.2, a fireman or law enforcement officer, as defined in R.S. 40:1665.2(B) whose
12 death is the direct and proximate result of a heart attack or a stroke shall be presumed
13 to have died as the direct and proximate result of an injury sustained in the
14 performance of his official duties for the purposes of R.S. 40:1665 and 1665.2 if:

15 (1) While on duty, the fireman or law enforcement officer engaged in an
16 activity which was stressful or physical including but not limited to fire suppression,
17 rescue, hazardous material response, foot pursuits, use of force encounters, hostage
18 and victim rescues, tactical missions, emergency medical services, disaster relief, or
19 other emergency response activity, or participated in a training exercise that involved
20 stressful or strenuous physical activity.

21 (2) The fireman or law enforcement officer died as a result of a heart attack
22 or stroke suffered while engaging or participating, or on duty after engaging or

1 participating, in the activities or exercises described in Paragraph (1) of this
2 Subsection or no later than twenty-four hours after engaging or participating in the
3 activities or exercises described in Paragraph (1) of this Subsection.

4 * * *

5 C. The surviving spouse and children of a fireman or law enforcement
6 officer whose death meets the requirements under Subsection A of this Section shall
7 be eligible for the payment of benefits enumerated in R.S. 40:1665 for firemen or
8 1665.2 for law enforcement officers.

9 D. Payment of benefits pursuant to this Section shall be made according to
10 the provisions of R.S. 40:1665 and 1665.2 and shall be subject to review by the Law
11 Enforcement Officers and Firemen's Survivor Benefit Review Board.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____