



General Assembly

February Session, 2004

**Amendment**

LCO No. 4721

\*HB0551904721HDO\*

Offered by:  
REP. MCCLUSKEY, 20<sup>th</sup> Dist.

To: Subst. House Bill No. 5519      File No. 662      Cal. No. 221

**"AN ACT CONCERNING FIREFIGHTERS."**

1      After the last section, add the following and renumber sections and  
2      internal references accordingly:

3      "Sec. 501. (NEW) (*Effective October 1, 2004*) Notwithstanding any  
4      provision of chapter 568 of the general statutes or any other general  
5      statute, charter, special act or ordinance, for the purpose of  
6      adjudication of claims for the payment of benefits under the provisions  
7      of said chapter 568 and the contributory or noncontributory retirement  
8      systems of any municipality or the state, any uniformed member of a  
9      paid municipal fire department or any regular member of a volunteer  
10     fire department who contracts cancer which results in the temporary  
11     or permanent, total or partial disability or death of such member shall  
12     be conclusively presumed to have suffered a personal injury which  
13     arose out of and in the course of such member's employment,  
14     provided such member: (1) Has been diagnosed as having contracted  
15     cancer, and (2) successfully passed a physical examination on entry  
16     into such service, which examination failed to reveal any evidence of

17 such cancer. If passage of such examination was, at the time of such  
18 member's employment, required for such employment, no record of  
19 such examination shall be required as evidence in the maintenance of a  
20 claim under this section, or under such contributory or  
21 noncontributory retirement systems and under said chapter 568. For  
22 purposes of this section, "municipality" means any town, city,  
23 borough, fire district or other municipal corporation or taxing district  
24 which provides fire protection to its inhabitants."