

# HOUSE BILL No. 1311

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 36-8-9.5.

**Synopsis:** Medical care for town firefighters. Requires a town to pay for the care of a full-time, paid firefighter who suffers an injury or contracts an illness during the performance of the firefighter's duty.

**Effective:** July 1, 2008.

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**GiaQuinta, Tyler**

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January 15, 2008, read first time and referred to Committee on Labor and Employment.

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Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

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## HOUSE BILL No. 1311



A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 36-8-9.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2008]:

4 **Chapter 9.5. Care for Injury or Illness of a Firefighter**

5 **Sec. 1. A town shall pay for the care of a full-time, paid**  
6 **firefighter who:**

7 (1) **suffers an injury; or**

8 (2) **contracts an illness;**

9 **during the performance of the firefighter's duty.**

10 **Sec. 2. A town shall pay for the following expenses incurred by**  
11 **a firefighter described in section 1 of this chapter:**

12 (1) **Medical and surgical care.**

13 (2) **Medicines and laboratory, curative, and palliative agents**  
14 **and means.**

15 (3) **X-ray, diagnostic, and therapeutic service, including**  
16 **services during the recovery period.**

17 (4) **Hospital and special nursing care if the physician or**



1           surgeon in charge considers the care necessary for proper  
2           recovery.  
3           **Sec. 3. Expenditures required by this chapter shall be paid from**  
4           **the town general fund.**  
5           **Sec. 4. A town that has paid for the care of a firefighter under**  
6           **this chapter has a cause of action for reimbursement of the amount**  
7           **paid under this chapter against any third party against whom the**  
8           **firefighter has a cause of action for an injury sustained because of,**  
9           **or an illness caused by, the third party. The town's cause of action**  
10           **under this section is in addition to, and not in lieu of, the cause of**  
11           **action of the firefighter against the third party.**

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