

FIRST REGULAR SESSION

# HOUSE BILL NO. 195

## 93RD GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVES WILDBERGER (Sponsor), MOORE, WHORTON, JOLLY,  
MEINERS, SANDERS BROOKS, HARRIS (110), BRUNS, ROORDA, SALVA, MEADOWS,  
STORCH AND YOUNG (Co-sponsors).

Read 1<sup>st</sup> time January 11, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

0477L.011

---

### AN ACT

To repeal section 87.006, RSMo, and to enact in lieu thereof one new section relating to retirement benefits for firefighters.

---

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 87.006, RSMo, is repealed and one new section enacted in lieu  
2 thereof, to be known as section 87.006, to read as follows:

87.006. 1. Notwithstanding the provisions of any law to the contrary, and only for the  
2 purpose of computing retirement benefits provided by an established retirement plan, after five  
3 years' service, any condition of impairment of health caused by any disease of the lungs or  
4 respiratory tract, hypotension, hypertension, or disease of the heart, **or any condition of cancer**  
5 **affecting the skin or the central nervous, lymphatic, digestive, hematological, urinary,**  
6 **skeletal, oral, or prostate systems, lung or respiratory tract, as well as any condition of**  
7 **cancer which may result from exposure to heat or radiation or to a known suspected**  
8 **carcinogen as determined by the International Agency for Research on Cancer** resulting in  
9 total or partial disability or death to a uniformed member of a paid fire department, who  
10 successfully passed a physical examination within five years prior to the time a claim is made  
11 for such disability or death, which examination failed to reveal any evidence of such condition,  
12 shall be presumed to have been suffered in line of duty, unless the contrary be shown by  
13 competent evidence.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14           2. This section shall apply to paid members of all fire departments of all counties, cities,  
15 towns, fire districts, and other governmental units.