

Hall of the House of Representatives
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of House Bill No. 1236

"TO PROVIDE THAT POLICE OFFICERS AND FIREFIGHTERS WITH CERTAIN
DISEASES WILL BE PRESUMED TO HAVE BEEN INJURED IN THE LINE OF DUTY FOR
DISABILITY RETIREMENT BENEFITS."

Amendment No. 3 to House Bill No. 1236.

Amend House Bill No. 1236 as engrossed, 02/25/03:

Page 1, line 26, delete "27-10-607(c)(1)" and substitute "24-10-607(c)"

AND

Page 2, delete lines 29 through 33, and substitute the following:

"(c) The presumption under subdivision
(c)(1)(A)(ii)(b) of this section is conditioned on the police officer or fire
fighter:

(1) Having successfully passed a
physical examination before entering into employment and the examination
failing to reveal any evidence of the hepatitis, meningococcal meningitis,
HIV, or tuberculosis; and

(2) Having a documented occupational
exposure to blood or bodily fluids potentially transmitting hepatitis,
meningococcal meningitis, HIV, or tuberculosis."

AND

Page 3, delete line 3, and substitute the following:

"probably be permanent, and that the member should be retired.

(2)(A) The written application that is to be filed with the
board by the member or on behalf of the member shall be made to the board not
later than one (1) year after the termination of active membership.

(B) If the application is based on a presumed duty
disability under subdivision (c)(1)(A)(ii) of this section, then a written
application shall be made to the board not later than five (5) years after
the termination of active membership.

~~(2)(3)~~ The disability annuity shall be effective the first day
of the calendar month next following the later of:

(A) His or her termination of active membership; or



(B) Six (6) months before the date the written application is filed with the board.”

The Amendment was read _____
By: Representative Judy
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Chief Clerk