



# House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL  
P.O. BOX 145030 • SALT LAKE CITY, UTAH 84114-5030 • (801) 538-1029

February 20, 2015

Mr. Speaker:

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 288**, LINE-OF-DUTY DEATH BENEFITS FOR PEACE OFFICERS AND FIREFIGHTERS, by Representative P. Ray, with the following amendments:

1. *Page 3, Lines 76 through 83:*

- 76 (a) If the death is classified by the office as a line-of-duty death, the spouse at the  
time  
77 of death shall receive    **(i)** a lump sum [~~of \$1,500~~] equal to six months of the active member's final  
78 average salary    **(ii)**    an allowance equal to 37.5% of the member's final average monthly salary.  
79 (b) If the death is not classified by the office as a line-of-duty death, benefits are  
80 payable as follows:  
81 (i) If the member has accrued two or more years of public safety service credit at the  
82 time of death, the death is considered a line-of-duty death and the ~~{benefit shall be~~  
~~paid}~~ spouse at the time of death shall receive:  
(A) a lump sum of \$1,500; and  
(B) an allowance as  
83 provided under Subsection (1)(a) **(ii)** .

2. *Page 5, Line 147 through Page 6, Line 152:*

- 147 (a) If the death is classified by the office as a line-of-duty death, the spouse at the

Bill Number



HB0288

Action Class



H

Action Code



HCRAMD

time  
148 of death shall receive ;  
(i) a lump sum [~~of \$1,500~~] equal to six months of the active member's final  
149 average salary ; and =  
(ii) = an allowance equal to 37.5% of the member's final average monthly salary.  
150 (b) If the death is not classified by the office as a line-of-duty death, and the member  
151 has accrued two or more years of public safety service credit at the time of death, the  
death is  
152 considered line-of-duty and the {~~benefit shall be paid~~} spouse at the time of  
death shall receive:  
(i) a lump sum of \$1,500; and  
(ii) an allowance as provided under Subsection (1)(a) (ii) .

3. *Page 8, Lines 217 through 229:*

217 (i) If the member has accrued less than 20 years of firefighter service credit, the  
spouse  
218 at the time of death shall receive ;  
(A) a lump sum [~~of \$1,500~~] equal to six months of the active  
219 member's final average salary ; and =  
(B) an allowance equal to 37.5% of the member's final average  
220 monthly salary.  
221 (ii) If the member has accrued 20 or more years of firefighter service credit, the  
222 member shall be considered to have retired with an allowance calculated under Section  
223 49-16-402 and the spouse at the time of death shall receive the death benefit payable to a  
224 spouse under Section 49-16-504.  
225 (b) If the death is not classified by the office as a line-of-duty death, the benefits are  
226 payable as follows:  
227 (i) If the member has accrued five or more years of firefighter service credit, the  
death  
228 is considered line-of-duty and the {~~same benefits are payable~~} spouse at time of  
death shall receive:  
(A) a lump sum of \$1,500; and  
(B) an allowance as established under Subsection



229 (1)(a) (i)(B) .

4. Page 11, Lines 326 through 329:

326 (1) An employer shall notify the governor's office of the line-of-duty death of an active member.

327 (2) The governor's office shall ensure that the spouse, at the time of death of the active member, or  
327 the beneficiary are provided assistance to understand and apply for any death benefit for which  
328 the surviving spouse or beneficiaries may be eligible under this chapter, other Utah law, federal  
329 law, or local policy or ordinance.

Respectfully,

Kraig Powell  
Committee Chair

Voting: 7-0-2

3 HB0288.HC1.WPD 2/20/15 1:46 pm benchristensen/BNC CJD/MDA

Bill Number



HB0288

Action Class



H

Action Code



HCRAMD