

**LEAVE OF ABSENCE FOR DISABLED
EMPLOYEES**

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: Chad E. Bennion

This act modifies the Utah State Personnel Management Act by expanding the pool of employees eligible for leave of absence benefits when the employee is injured in the line of duty.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

67-19-27, as last amended by Chapter 130, Laws of Utah 1995

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **67-19-27** is amended to read:

67-19-27. Leave of absence with pay for disabled employees covered under other civil service systems.

~~[(1) (a) An employee in a position covered by the Highway Patrol or operator and chauffeur license examiners civil service systems;]~~

(1) As used in this section:

(a) "Law enforcement officer" means a sworn and certified peace officer who is an employee of a law enforcement agency that is part of or administered by the state, and whose primary and principal duties consist of the prevention and detection of crime and the enforcement of criminal statutes of this state.

(b) "Law enforcement officer" specifically includes the following:

(i) the commissioner of public safety and any member of the Department of Public Safety certified as a peace officer;

(ii) all persons specified in Sections 23-20-1.5 and 63-11-17.2;

(iii) investigators for the Motor Vehicle Enforcement Division;

(iv) special agents or investigators employed by the attorney general;

(v) employees of the Department of Natural Resources designated as peace officers by law;

(vi) the executive director of the Department of Corrections and any correctional enforcement or investigative officer designated by the executive director and approved by the commissioner of public safety and certified by the division; and

(vii) correctional enforcement, investigative, or adult probation and parole officers employed by the Department of Corrections serving on or before July 1, 1993.

(2) (a) Each law enforcement officer, operator license examiner, commercial license examiner, or Driver License Division hearing examiner who is injured in the course of employment shall be given a leave of absence with full pay during the period the employee is temporarily disabled.

(b) This compensation is in lieu of all other compensation provided by law except hospital and medical services [~~which~~] that are provided by law.

~~[(2) An employee in a position covered by the Highway Patrol civil service system;]~~

(3) Each law enforcement officer who is 100% disabled through a criminal act upon his person by the use of a deadly weapon while in the lawful discharge of his duties, shall be given a leave of absence with full compensation until he reaches the retirement age of 62 years.