

**LOCAL PUBLIC SAFETY AND FIREFIGHTER SURVIVING
SPOUSE TRUST FUND AMENDMENTS**

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Todd Weiler

House Sponsor: Mike K. McKell

LONG TITLE

General Description:

This bill modifies the Public Safety Code by amending Local Public Safety and Firefighter Surviving Spouse Trust Fund provisions.

Highlighted Provisions:

This bill:

► amends a date requirement for certain line-of-duty deaths to be eligible to be covered under the Local Public Safety and Firefighter Surviving Spouse Trust Fund.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-17-301, as last amended by Laws of Utah 2016, Chapter 261

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

Section 1. Section **53-17-301** is amended to read:

53-17-301. Cost-sharing agreements -- Deadlines -- Terms -- Reports --

Rulemaking.



28 (1) An employer may elect to participate in the trust fund by:
29 (a) entering into a cost-sharing agreement with the commissioner under this section;

30 and

31 (b) paying the cost-sharing rate determined by the board.

32 (2) (a) An employer that does not participate in the trust fund by entering into a
33 cost-sharing agreement in accordance with this section, shall pay the full amount required
34 under Subsection 53-17-201(1)(b)(i).

35 (b) Subject to the terms of the cost-sharing agreement, an employer that elects to
36 participate in accordance with this section, and stays current with its payments, shall be
37 considered to have paid the employer's full obligation under Subsection 53-17-201(1)(b)(i).

38 (c) An employer that elects to participate in accordance with this section and that does
39 not stay current with its payments may not be covered from the trust fund.

40 (3) An employer that elects to participate in the trust fund before July 1, 2017, shall be
41 covered from the trust fund for a line-of-duty death that occurs on or after July 1, [~~2015~~] 2005.

42 (4) If an employer does not elect to participate in the trust fund before July 1, 2017:

43 (a) the employer may elect to participate during an annual open enrollment period as
44 established by the board; and

45 (b) the employer may not be covered from the trust fund for a line-of-duty death that
46 occurs during a period of time when the employer is not a participant in the trust fund.

47 (5) The commissioner shall:

48 (a) in consultation with the board, establish a form and language for a cost-sharing
49 agreement required to use trust funds in accordance with this section;

50 (b) as directed by the board, assess the annual fee amount established by the board;

51 (c) prepare and submit to the governor and the Legislature, by October 1 of each year,
52 an annual written report of the trust fund, including [~~its~~] the trust fund's balance, expenditures,
53 and revenues, and the operations and activities of the board under this chapter; and

54 (d) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
55 make rules to implement this chapter.