

SENATE BILL NO. 103  
INTRODUCED BY FRITZ, HARPER

IN THE SENATE

JANUARY 8, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT.
JANUARY 29, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 30, 1993	PRINTING REPORT.  SECOND READING, DO PASS.
FEBRUARY 1, 1993	ENGROSSING REPORT.  THIRD READING, PASSED. AYES, 47; NOES, 0.  TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 2, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT.  FIRST READING.
MARCH 12, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 17, 1993	SECOND READING, CONCURRED IN.
MARCH 19, 1993	THIRD READING, CONCURRED IN. AYES, 89; NOES, 10.
MARCH 22, 1993	RETURNED TO SENATE.

IN THE SENATE

MARCH 22, 1993	RECEIVED FROM HOUSE.  SENT TO ENROLLING.  REPORTED CORRECTLY ENROLLED.
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1 Senate BILL NO. 103  
2 INTRODUCED BY John L. ...  
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4 A BILL FOR AN ACT ENTITLED: "AN ACT DECREASING THE AMOUNT  
5 THAT MUNICIPALITIES ARE REQUIRED TO PAY INJURED POLICE  
6 OFFICERS FROM THE DIFFERENCE BETWEEN GROSS SALARY AND THE  
7 AMOUNT OF WORKERS' COMPENSATION BENEFITS TO THE DIFFERENCE  
8 BETWEEN NET SALARY AND THE AMOUNT OF WORKERS' COMPENSATION  
9 BENEFITS; AND AMENDING SECTION 7-32-4132, MCA."

10

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1.** Section 7-32-4132, MCA, is amended to read:

13 "7-32-4132. Payment of partial salary amount of officer  
14 injured in performance of duty. (1) A member of a municipal  
15 law enforcement agency of a first- or second-class  
16 municipality who is injured in the performance of his the  
17 member's duties ~~so--as--to--necessitate~~ and who requires  
18 medical or other remedial treatment ~~and--render-him~~ for  
19 injuries that render the member unable to perform his the  
20 member's duties ~~shall~~ must be paid by the municipality by  
21 ~~which-he-is-employed~~ the difference between ~~his--full~~ the  
22 member's net salary and the amount ~~he-receives~~ received from  
23 workers' compensation until ~~his the~~ disability has ceased,  
24 as determined by workers' compensation, or for a period not  
25 to exceed 1 year, whichever ~~shall~~ occurs first occur.

1 (2) To qualify for the partial salary payment provided  
2 for in subsection (1), the member of the law enforcement  
3 agency must be unable to perform the member's duties as a  
4 result of the injury."

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB0103, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

This bill would decrease the amount that municipalities are required to pay injured police officers from the difference between gross salary and the amount of workers' compensation benefits to the difference between net salary and the amount of workers' compensation benefits.

FISCAL IMPACT:

No fiscal impact on state government.

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

The bill would reduce supplemental salary payments by local governments. The difference between gross and net salaries for affected individuals is estimated to be 15% - 20%. Within the time frame required to complete this fiscal note, data is unavailable on the number of workers' compensation awards made to injured police officers in first and second class cities. Therefore, no specific estimate of savings is available at this time.

Daniel Lewis 1-13-92  
DAVID LEWIS, BUDGET DIRECTOR DATE  
Office of Budget and Program Planning

Harry Fritz 4/15/93  
HARRY FRITZ, PRIMARY SPONSOR DATE  
Fiscal Note for SB0103, as introduced

**SB 103**

APPROVED BY COMM.  
ON LOCAL GOVERNMENT

SENATE BILL NO. 103

INTRODUCED BY FRITZ, HARPER

A BILL FOR AN ACT ENTITLED: "AN ACT DECREASING THE AMOUNT THAT MUNICIPALITIES ARE REQUIRED TO PAY INJURED POLICE OFFICERS FROM THE DIFFERENCE BETWEEN GROSS SALARY AND THE AMOUNT OF WORKERS' COMPENSATION BENEFITS TO THE DIFFERENCE BETWEEN NET SALARY AND THE AMOUNT OF WORKERS' COMPENSATION BENEFITS; AND AMENDING SECTION 7-32-4132, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 7-32-4132, MCA, is amended to read:

"7-32-4132. Payment of partial salary amount of officer injured in performance of duty. (1) A member of a municipal law enforcement agency of a first- or second-class municipality who is injured in the performance of his the member's duties so--as--to--necessitate and who requires medical or other remedial treatment and--render-him for injuries that render the member unable to perform his the member's duties shall must be paid by the municipality by which-he-is-employed the difference between his--full the member's net salary, FOLLOWING ADJUSTMENTS FOR INCOME TAXES AND PENSION CONTRIBUTIONS, and the amount he--receives received from workers' compensation until his the disability has ceased, as determined by workers' compensation, or for a

period not to exceed 1 year, whichever ~~shall~~ occurs first occur.

(2) To qualify for the partial salary payment provided for in subsection (1), the member of the law enforcement agency must be unable to perform the member's duties as a result of the injury."

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