
SUBSTITUTE SENATE BILL 5322

State of Washington

54th Legislature

1995 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Gaspard, Roach, McDonald, Rinehart, Heavey, Johnson, Franklin, Loveland, West and Winsley)

Read first time 02/02/95.

1 AN ACT Relating to a death benefit award for certain law
2 enforcement officers, fire fighters, and commissioned employees of the
3 Washington state patrol who die in the line of duty; adding a new
4 section to chapter 41.04 RCW; adding a new section to chapter 41.26
5 RCW; adding a new section to chapter 43.43 RCW; adding a new section to
6 chapter 41.40 RCW; and declaring an emergency.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 41.04 RCW
9 to read as follows:

10 (1) Effective January 1, 1994, a one hundred fifty thousand dollar
11 death benefit award is granted for dying as a result of injuries
12 sustained in the course of employment to: (a) Any law enforcement
13 officer or fire fighter under chapter 41.26 RCW; (b) any commissioned
14 state patrol officer who is a member of the state patrol retirement
15 system under chapter 43.43 RCW; (c) any fisheries patrol officer under
16 RCW 75.08.011; and (d) any wildlife agent under RCW 77.08.010.

17 (2) The award under subsection (1) of this section shall be funded
18 by the legislature as a sundry claim in the omnibus appropriations bill
19 under RCW 43.88.080. Payment shall not be made from any of the

1 retirement funds under the administration of the department of
2 retirement systems.

3 (3) The director of the department of retirement systems shall
4 adopt rules for implementing the death benefit award. Entitlement to
5 the death benefit award is retroactive to January 1, 1994.

6 NEW SECTION. **Sec. 2.** A new section is added to chapter 41.26 RCW
7 under the subchapter heading "provisions applicable to plan I and plan
8 II" to read as follows:

9 A law enforcement officer or fire fighter is entitled to a death
10 benefit award under section 1 of this act.

11 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.43 RCW
12 to read as follows:

13 An appointee under RCW 43.43.020 is entitled to a death benefit
14 award under section 1 of this act.

15 NEW SECTION. **Sec. 4.** A new section is added to chapter 41.40 RCW
16 under the subchapter heading "provisions applicable to plan I and plan
17 II" to read as follows:

18 A fisheries patrol officer or wildlife agent is entitled to a death
19 benefit award under section 1 of this act.

20 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
21 preservation of the public peace, health, or safety, or support of the
22 state government and its existing public institutions, and shall take
23 effect immediately.

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