
SENATE BILL 5061

State of Washington

54th Legislature

1995 Regular Session

By Senators Haugen, Winsley and Fraser

Read first time 01/09/95. Referred to Committee on Government Operations.

1 AN ACT Relating to law enforcement officers and fire fighters plan
2 I disability board operating expenses; and amending RCW 41.26.110.

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

4 **Sec. 1.** RCW 41.26.110 and 1988 c 164 s 1 are each amended to read
5 as follows:

6 (1) All claims for disability shall be acted upon and either
7 approved or disapproved by either type of disability board hereafter
8 authorized to be created.

9 (a) Each city having a population of twenty thousand or more shall
10 establish a disability board having jurisdiction over all members
11 employed by said cities and composed of the following five members:
12 Two members of the city legislative body to be appointed by the mayor,
13 one active or retired fire fighter to be elected by the fire fighters
14 employed by or retired from the city, one active or retired law
15 enforcement officer to be elected by the law enforcement officers
16 employed by or retired from the city and one member from the public at
17 large who resides within the city to be appointed by the other four
18 members heretofore designated in this subsection. Retired members who
19 are subject to the jurisdiction of the board have both the right to

1 elect and the right to be elected under this section. Each of the
2 elected members shall serve a two year term. The members appointed
3 pursuant to this subsection shall serve for two year terms: PROVIDED,
4 That cities of the first class only, shall retain existing firemen's
5 pension boards established pursuant to RCW 41.16.020 and existing
6 boards of trustees of the relief and pension fund of the police
7 department as established pursuant to RCW 41.20.010 which such boards
8 shall have authority to act upon and approve or disapprove claims for
9 disability by fire fighters or law enforcement officers as provided
10 under the Washington law enforcement officers' and fire fighters'
11 retirement system act.

12 (b) Each county shall establish a disability board having
13 jurisdiction over all members residing in the county and not employed
14 by a city in which a disability board is established. The county
15 disability board so created shall be composed of five members to be
16 chosen as follows: One member of the legislative body of the county to
17 be appointed by the county legislative body, one member of a city or
18 town legislative body located within the county which does not contain
19 a city disability board established pursuant to subsection (1)(a) of
20 this section to be chosen by a majority of the mayors of such cities
21 and towns within the county which does not contain a city disability
22 board, one fire fighter or retired fire fighter to be elected by the
23 fire fighters employed or retired in the county who are not employed by
24 or retired from a city in which a disability board is established, one
25 law enforcement officer or retired law enforcement officer to be
26 elected by the law enforcement officers employed in or retired from the
27 county who are not employed by or retired from a city in which a
28 disability board is established, and one member from the public at
29 large who resides within the county but does not reside within a city
30 in which a city disability board is established, to be appointed by the
31 other four members heretofore designated in this subsection. Retired
32 members who are subject to the jurisdiction of the board have both the
33 right to elect and the right to be elected under this section. All
34 members appointed or elected pursuant to this subsection shall serve
35 for two year terms. Each city, town, and county authorized to use a
36 disability board created under this subsection (1)(b) shall share the
37 administrative costs of operating the disability board based upon its
38 pro rata share of total membership in law enforcement officers and fire
39 fighters plan I.

1 (2) The members of both the county and city disability boards shall
2 not receive compensation for their service upon the boards but said
3 members shall be reimbursed by their respective county or city for all
4 expenses incidental to such service as to the amount authorized by law.

5 (3) The disability boards authorized for establishment by this
6 section shall perform all functions, exercise all powers, and make all
7 such determinations as specified in this chapter.

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