
HOUSE BILL 2608

State of Washington 59th Legislature 2006 Regular Session

By Representatives Curtis, Takko, Bailey, Grant, Orcutt, Hinkle, McDonald, Clements, Moeller, Chandler, Wallace, O'Brien, Haler, Haigh, Alexander and Morrell

Read first time 01/11/2006. Referred to Committee on Appropriations.

1 AN ACT Relating to the volunteer fire fighters' and reserve
2 officers' relief and pension act; and amending RCW 41.24.010.

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

4 **Sec. 1.** RCW 41.24.010 and 2005 c 37 s 1 are each amended to read
5 as follows:

6 The definitions in this section apply throughout this chapter
7 unless the context clearly requires otherwise.

8 (1) "Municipal corporation" or "municipality" includes any county,
9 city, town or combination thereof, fire protection district, local law
10 enforcement agency, or any emergency medical service district or other
11 special district, authorized by law to protect life or property within
12 its boundaries through a fire department, emergency workers, or reserve
13 officers.

14 (2) "Fire department" means any regularly organized fire department
15 or emergency medical service district consisting wholly of volunteer
16 fire fighters, or any part-paid and part-volunteer fire department duly
17 organized and maintained by any municipality: PROVIDED, That any such
18 municipality wherein a part-paid fire department is maintained may by

1 appropriate legislation permit the full-paid members of its department
2 to come under the provisions of chapter 41.16 RCW.

3 (3) "Fire fighter" includes any fire fighter or emergency worker
4 who is a member of any fire department of any municipality but shall
5 not include fire fighters who are eligible for participation in the
6 Washington law enforcement officers' and fire fighters' retirement
7 system or the Washington public employees' retirement system, with
8 respect to periods of service rendered in such capacity.

9 (4) "Emergency worker" means any emergency medical service
10 personnel, regulated by chapters 18.71 and 18.73 RCW, who is a member
11 of an emergency medical service district but shall not include
12 emergency medical service personnel who are eligible for participation
13 in the Washington public employees' retirement system, with respect to
14 periods of service rendered in such capacity.

15 (5) "Performance of duty" or "performance of service" shall be
16 construed to mean and include any work in and about company quarters,
17 any fire station, any law enforcement office or precinct, or any other
18 place under the direction or general orders of the chief or other
19 officer having authority to order such member to perform such work;
20 participation in any community or charitable event sanctioned by the
21 chief or other officer having authority to authorize such member to
22 participate in such event; responding to, working at, or returning from
23 an alarm of fire, emergency call, or law enforcement duties; drill or
24 training; or any work performed of an emergency nature in accordance
25 with the rules and regulations of the fire department or local law
26 enforcement agency.

27 (6) "State board" means the state board for volunteer fire fighters
28 and reserve officers.

29 (7) "Board of trustees" or "local board" means: (a) For matters
30 affecting fire fighters, a fire fighter board of trustees created under
31 RCW 41.24.060; (b) for matters affecting an emergency worker, an
32 emergency medical service district board of trustees created under RCW
33 41.24.330; or (c) for matters affecting reserve officers, a reserve
34 officer board of trustees created under RCW 41.24.460.

35 (8) "Appropriate legislation" means an ordinance when an ordinance
36 is the means of legislating by any municipality, and resolution in all
37 other cases.

1 (9) "Reserve officer" means the same as defined by the Washington
2 state criminal justice training commission under chapter 43.101 RCW,
3 but shall not include enforcement officers who are eligible for
4 participation in the Washington law enforcement officers' and fire
5 fighters' retirement system or the Washington public employees'
6 retirement system, with respect to periods of service rendered in such
7 capacity.

8 (10) "Participant" means: (a) For purposes of relief, any reserve
9 officer who is or may become eligible for relief under this chapter or
10 any fire fighter or emergency worker; and (b) for purposes of
11 retirement pension, any fire fighter, emergency worker, or reserve
12 officer who is or may become eligible to receive a benefit of any type
13 under the retirement provisions of this chapter, or whose beneficiary
14 may be eligible to receive any such benefit.

15 (11) "Relief" means all medical, death, and disability benefits
16 available under this chapter that are made necessary from death,
17 sickness, injury, or disability arising in the performance of duty,
18 including benefits provided under RCW 41.24.110, 41.24.150, 41.24.160,
19 41.24.175, 41.24.220, and 41.24.230, but does not include retirement
20 pensions provided under this chapter.

21 (12) "Retirement pension" means retirement payments for the
22 performance of service, as provided under RCW 41.24.170, 41.24.172,
23 41.24.175, 41.24.180, and 41.24.185.

24 (13) "Principal fund" means the volunteer fire fighters' and
25 reserve officers' relief and pension principal fund created under RCW
26 41.24.030.

27 (14) "Administrative fund" means the volunteer fire fighters' and
28 reserve officers' administrative fund created under RCW 41.24.030.

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