



Bill Number: H.B. 2389

Shooter Floor Amendment

Reference to: House engrossed bill

Amendment drafted by: Leg Council

## FLOOR AMENDMENT EXPLANATION

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Laws 2013, Chapter 54 was an emergency measure, effective April 5, that made permanent the requirement for employers of law enforcement officers killed in the line of duty to pay the health insurance premiums of surviving spouses and dependents.

The Shooter floor amendment applies the coverage to family members:

1. of contracted corrections officers and firefighters killed in the line of duty on or after April 5, 2013; and
2. of all other officers killed in the line of duty on or after April 5, 2003, but does not require pay before the general effective date or back-pay.

Amendment explanation prepared by Amber Witter

4/19/2013

SHOOTER FLOOR AMENDMENT  
SENATE AMENDMENTS TO H.B. 2389  
(Reference to House engrossed bill)

1 Page 13, between lines 23 and 24, insert:

2 "Sec. 7. Section 38-1103, Arizona Revised Statutes, is amended to  
3 read:

4       38-1103. Health insurance payments for spouse or dependents of  
5                   law enforcement officer killed in the line of duty;  
6                   applicability; definitions

7       A. Notwithstanding any other law, the surviving spouse or a surviving  
8       dependent of a deceased law enforcement officer is entitled to receive  
9       payments for health insurance premiums from public monies of the employer of  
10      the law enforcement officer if the law enforcement officer was killed in the  
11      line of duty or died from injuries suffered in the line of duty.

12      B. The employer shall make payments if the surviving spouse or  
13      surviving dependent is enrolled in either:

14       1. The health insurance program of the employer.

15       2. The health insurance program that is offered by the state  
16      retirement system or plan from which the surviving spouse or surviving  
17      dependent is receiving benefits.

18       C. The health insurance premium amount payable by the employer of the  
19      deceased law enforcement officer is the amount the employer of the deceased  
20      law enforcement officer would pay for an active law enforcement officer for a  
21      family coverage premium or single coverage premium, whichever is applicable.  
22      Payments shall be discontinued pursuant to this section if:

23       1. The surviving spouse remarries.

24       2. The surviving spouse becomes medicare eligible.

25       3. The surviving spouse dies.

26       4. For dependent coverage, the person is no longer considered a  
27      dependent.

1           D. If the employer currently pays a greater portion of the health  
2 insurance premium for a surviving spouse or a surviving dependent than the  
3 required amount prescribed in subsection C of this section, the surviving  
4 spouse or surviving dependent shall receive the greater amount as payment  
5 toward the surviving spouse's or surviving dependent's health insurance  
6 premium.

7           E. THIS SECTION APPLIES:

8           1. TO A SURVIVING SPOUSE OR A SURVIVING DEPENDENT OF A DECEASED LAW  
9 ENFORCEMENT OFFICER, AS DEFINED IN SUBSECTION F, PARAGRAPH 2, SUBDIVISION  
10 (a), (b), (c) OR (d) OF THIS SECTION, WHO WAS KILLED IN THE LINE OF DUTY OR  
11 WHO DIED FROM INJURIES SUFFERED IN THE LINE OF DUTY ON OR AFTER APRIL 5,  
12 2003.

13           2. TO A SURVIVING SPOUSE OR A SURVIVING DEPENDENT OF A DECEASED LAW  
14 ENFORCEMENT OFFICER, AS DEFINED IN SUBSECTION F, PARAGRAPH 2, SUBDIVISION (e)  
15 OF THIS SECTION, WHO WAS KILLED IN THE LINE OF DUTY OR WHO DIED FROM INJURIES  
16 SUFFERED IN THE LINE OF DUTY ON OR AFTER APRIL 5, 2013.

17           3. FOR THE SURVIVING SPOUSE OR THE SURVIVING DEPENDENT WHO QUALIFIES  
18 PURSUANT TO PARAGRAPH 1 OF THIS SUBSECTION, ONLY TO HEALTH INSURANCE PREMIUMS  
19 PAID ON OR AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION.

20           E. For the purposes of this section:

21           1. "Dependent" means an unmarried child of a deceased law enforcement  
22 officer who meets one of the following qualifications:

23           (a) Is under eighteen years of age.

24           (b) Is at least eighteen years of age and under twenty-three years of  
25 age only during any period that the child is a full-time student.

26           (c) Is under a disability that began before the child attained  
27 twenty-three years of age and remains a dependent of the surviving spouse or  
28 guardian.

29           2. "Law enforcement officer" means:

30           (a) A peace officer who is certified by the Arizona peace officer  
31 standards and training board.

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1               (b) A detention officer or corrections officer who is employed by this  
2 state or a political subdivision of this state.

3               (c) A probation officer or surveillance officer who is employed by  
4 this state or a political subdivision of this state.

5               (d) A firefighter who is employed by this state or a political  
6 subdivision of this state.

7               (e) A corrections officer or firefighter who works on behalf of this  
8 state or a political subdivision of this state through a contract with a  
9 private company."

10          Renumber to conform

11 Amend title to conform

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