

1 **E2SSB 5322 - H AMD 477 ADOPTED 3-1-96**

2 By Representative Huff

3 Strike everything after the enacting clause and insert the
4 following:

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6 **NEW SECTION. Sec. 1.** A new section is added to chapter 41.26
7 RCW under the subchapter heading "provisions applicable to plan I
8 and plan II" to read as follows:

9 (1) A one hundred fifty thousand dollar death benefit shall be
10 paid to the member's estate, or such person or persons, trust or
11 organization as the member shall have nominated by written
12 designation duly executed and filed with the department. If there
13 be no such designated person or persons still living at the time of
14 the member's death, such member's death benefit shall be paid to
15 the member's surviving spouse as if in fact such spouse had been
16 nominated by written designation, or if there be no such surviving
17 spouse, then to such member's legal representatives.

18 (2) The benefit under this section shall be paid only where
19 death occurs as a result of injuries sustained in the course of
20 employment. The determination of eligibility for the benefit shall
21 be made consistent with Title 51 RCW by the department of labor and
22 industries. The department of labor and industries shall notify
23 the department of retirement systems by order under RCW 51.52.050.
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25 **NEW SECTION. Sec. 2.** A new section is added to chapter 43.43
26 RCW to read as follows:

27 (1) A one hundred fifty thousand dollar death benefit shall be
28 paid to the member's estate, or such person or persons, trust or
29 organization as the member shall have nominated by written
30 designation duly executed and filed with the department. If there
31 be no such designated person or persons still living at the time of

1 the member's death, such member's death benefit shall be paid to
2 the member's surviving spouse as if in fact such spouse had been
3 nominated by written designation, or if there be no such surviving
4 spouse, then to such member's legal representatives.

5 (2) The benefit under this section shall be paid only where
6 death occurs as a result of injuries sustained in the course of
7 employment. The determination of eligibility for the benefit shall
8 be made consistent with Title 51 RCW by the department of labor and
9 industries. The department of labor and industries shall notify
10 the department of retirement systems by order under RCW 51.52.050.

11
12 NEW SECTION. **Sec. 3.** The Joint Committee on Pension Policy
13 will conduct a study on providing a similar death benefit for
14 volunteer fire fighters and reserve law enforcement officers and
15 report back to the appropriate legislative committees by December
16 1, 1996.

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18 NEW SECTION. **Sec. 4.** This act is necessary for the immediate
19 preservation of the public peace, health, or safety, or support of
20 the state government and its existing public institutions, and
21 shall take effect immediately."
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Correct title accordingly.

EFFECT: The striking amendment limits the provision of an additional \$150,000 death benefit to law enforcement officers, career fire fighters, and commissioned officers of the Washington State Patrol who die as a result of injuries sustained in the performance of their duties. Payment of the additional death benefit will come from Law Enforcement and Fire Fighter Retirement Fund and the Washington State Patrol Retirement Fund. The Joint Committee on Pension Policy will conduct a study on providing a similar death benefit to volunteer fire fighters and reserve law enforcement officers.