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HOUSE BILL 2933

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State of Washington

59th Legislature

2006 Regular Session

By Representatives P. Sullivan, Curtis, Simpson, Conway, Hinkle, Kenney, Williams, Ericks, Sells, Rodne, McDonald, Kilmer and Green; by request of LEOFF Plan 2 Retirement Board

Read first time 01/17/2006. Referred to Committee on Appropriations.

1 AN ACT Relating to death benefit payments for law enforcement  
2 officers' and fire fighters' retirement system, plan 2; and amending  
3 RCW 41.26.048.

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

5 **Sec. 1.** RCW 41.26.048 and 1996 c 226 s 1 are each amended to read  
6 as follows:

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

16 (2) The benefit under this section shall be paid only (~~where~~)  
17 when death occurs: (a) As a result of injuries sustained in the course  
18 of employment; or (b) to a member of plan 2 as a result of illness  
19 sustained in the course of employment. The determination of

1 eligibility for the benefit shall be made consistent with Title 51 RCW  
2 by the department of labor and industries. The department of labor and  
3 industries shall notify the department of retirement systems by order  
4 under RCW 51.52.050.

5 (3) Beginning July 1, 2006, and every year thereafter, the  
6 department shall adjust the amount of the benefit for plan 2 members  
7 annually for inflation as provided in RCW 41.26.440.

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