



OFFICE OF LEGISLATIVE AUDITOR
Fiscal Note

Fiscal Note On: HB 932 HLS 12RS 1310
Bill Text Version: ENGROSSED
Opp. Chamb. Action:
Proposed Amd.:
Sub. Bill For.:

Date: April 16, 2012 12:01 PM Author: ANDERS
Dept./Agy.: Risk Management Analyst: Kevin Starns
Subject: Payment to Survivors of Law Enforcement Officers

LAW ENFORCE/OFFICERS EG INCREASE SG EX See Note Page 1 of 1
Provides with respect to financial security for survivors of certain law enforcement officers

Purpose of Bill: Provides benefits for the surviving spouse or children of a commissioned law enforcement officer certified by the Council on Peace Officers Standards and Training (POST) and suffers death from either: (1) Traveling to or from a public safety emergency or was responding to a request for law enforcement assistance regarding the health, safety, or welfare of the public, or (2) Traveling to or from his residence and his authorized work area while using a law enforcement vehicle provided by his employing agency. This measure provides for retroactive application to any death of a POST certified commissioned law enforcement officer who died on or after January 1, 2011.

This measure will also include an active POST certified peace officer, to be appointed by the governor, as a member of the Law Enforcement Officers and Fireman's Survivor Benefit Review Board.

Table with 7 columns: EXPENDITURES, 2012-13, 2013-14, 2014-15, 2015-16, 2016-17, 5-YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total. All values are \$0.

EXPENDITURE EXPLANATION

This measure will likely increase expenditures in the Office of Risk Management.

Current law provides that \$250,000 shall be paid to the designated beneficiary/estate of law enforcement officers killed in the line of duty. It also provides for \$25,000 to be paid to each dependent child. The proposed legislation expands the definition of duty to include traveling to/from a public safety emergency or responding to a request for law enforcement assistance or traveling to/from his residence and his authorized work area while using a law enforcement vehicle.

Per statute the death benefit is to be paid by the Office of Risk Management (ORM) from the Self-Insurance Fund. The portion paid for the death benefits of law enforcement officers is State General Fund deposited into the fund. The actual increase in expenditures will depend on the number of law enforcement officer deaths that occur under the described circumstances.

Per an official with ORM, since FY 2007 there have been three denials of claims for officers that would have potentially qualified for benefits under the proposed legislation. These claims had an estimated value of \$300,000 each. Also, because the bill is retroactive to January 1, 2011, a claim of \$250,000 for a Department of Public Safety officer killed in a vehicular accident while traveling home in August 2011 could be payable in FY 2013.

Per a member of the Law Enforcement Officers and Firemen's Survivor Benefit Review Board, there is no anticipated fiscal impact from the inclusion of a POST certified peace officer on the review board.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules House
[] 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} [] 6.8(F)1 >= \$500,000 Annual Fiscal Cost {S}
[] 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} [] 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Joy Irwin
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