1   HOUSE BILL NO. 687

2   INTRODUCED BY NEWMAN, BALLANTYNE, BUZZAS, CALLAHAN, P. CLARK, COHENOUR, COONEY,

3   CYR, DOWELL, ERICKSON, FORRESTER, FRANKLIN, FRITZ, GALLIK, GALLUS, JACKSON,

4   JACOBSON, JENT, KEANE, LAKE, LAMBERT, LANGE, LASLOVICH, LENHART, LINDEEN, MUSGROVE,

5   A. OLSON, B. OLSON, PARKER, B. RYAN, SHOCKLEY, SMALL-EASTMAN, SMITH, WEISS, WILSON,

6   WINDY BOY

7

8   A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE DISABILITY RETIREMENT BENEFIT OF A

9   MEMBER OF THE HIGHWAY PATROL OFFICERS' RETIREMENT SYSTEM IF THE MEMBER'S DISABILITY

10   IS A DIRECT RESULT OF ANY SERVICE TO THE MONTANA HIGHWAY PATROL IN THE LINE OF DUTY;

11   AMENDING SECTION 19-6-601, MCA; PROVIDING CONTINGENT VOIDNESS; AND PROVIDING AN

12   EFFECTIVE DATE."

13

14   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

15

16   **Section 1.** Section 19-6-601, MCA, is amended to read:

17   **"19-6-601. Disability retirement benefit.** (1) In the case of the disability of a member, a disability

18   retirement benefit must be granted the member that is the actuarial equivalent of the service retirement benefit

19   under 19-6-502 standing to the member's credit at the time of the member's disability retirement. If the disability

20   is a direct result of any service to the Montana highway patrol in the line of duty, then the member who is

21   disabled must be retired on a disability retirement benefit equal to 80% of one-half the member's highest average

22   compensation regardless of the member's length of service.

23   (2)   Upon the death of a retired member receiving a disability retirement benefit as provided in

24   subsection (1), the benefit must be paid to the member's surviving spouse or dependent child, if there is a

25   spouse or child, in the same manner as provided for in 19-6-505(2) and (3)."

26

27   NEW SECTION. **SECTION 2. CONTINGENT VOIDNESS.** IF HOUSE BILL NO. 206 IS NOT PASSED AND APPROVED,

28   THEN [THIS ACT] IS VOID.

29

30   NEW SECTION. **Section 3. Effective date.** [This act] is effective July 1, 2003.

31   - END -