

1 HOUSE BILL NO. 272

2 INTRODUCED BY J. O'HARA

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4 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING COSTS RELATED TO A COUNTY
5 SHERIFF'S OFFICE; AUTHORIZING PAYMENT TO A DETENTION CENTER STAFF MEMBER WHO IS
6 INJURED IN THE PERFORMANCE OF DUTIES; AND AMENDING SECTIONS 7-32-2113 AND 7-32-2114,
7 MCA."

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

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11 **Section 1.** Section 7-32-2113, MCA, is amended to read:
12 **"7-32-2113. Payment of partial salary of deputy sheriff or detention center staff member injured**
13 **in performance of duty.** (1) A deputy sheriff or detention center staff member who is injured in the performance
14 of the deputy sheriff's or detention center staff member's duties and who requires medical or other remedial
15 treatment for injuries that render the deputy sheriff or detention center staff member unable to perform the deputy
16 sheriff's or detention center staff member's duties must be paid by the county the difference between the deputy
17 sheriff's or detention center staff member's net salary, following adjustments for income taxes and pension
18 contributions, and the amount received from workers' compensation until the disability has ceased, as determined
19 by workers' compensation, or for a period not to exceed 1 year, whichever occurs first.

20 (2) To qualify for the partial salary payment provided for in subsection (1), the deputy sheriff or detention
21 center staff member must be unable to perform the deputy sheriff's or detention center staff member's duties as
22 a result of the injury."

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24 **Section 2.** Section 7-32-2114, MCA, is amended to read:
25 **"7-32-2114. Assignment to light duty or other agency.** (1) Whenever, in the opinion of the county and
26 supported by a health care provider's opinion, the deputy sheriff or detention center staff member is able to
27 perform specified types of light duty, payment of the ~~officer's~~ partial salary amount under 7-32-2113 must be
28 discontinued if the deputy sheriff or detention center staff member refuses to perform light duty when it is available
29 and offered to the deputy sheriff or detention center staff member.

30 (2) The deputy sheriff or detention staff member may be transferred to another department or agency

1 within the county."

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