

HOUSE BILL NO. 687

INTRODUCED BY NEWMAN, BALLANTYNE, BUZZAS, CALLAHAN, P. CLARK, COHENOUR, COONEY, CYR, DOWELL, ERICKSON, FORRESTER, FRANKLIN, FRITZ, GALLIK, GALLUS, JACKSON, JACOBSON, JENT, KEANE, LAKE, LAMBERT, LANGE, LASLOVICH, LENHART, LINDEEN, MUSGROVE, A. OLSON, B. OLSON, PARKER, B. RYAN, SHOCKLEY, SMALL-EASTMAN, SMITH, WEISS, WILSON, WINDY BOY

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE DISABILITY RETIREMENT BENEFIT OF A MEMBER OF THE HIGHWAY PATROL OFFICERS' RETIREMENT SYSTEM IF THE MEMBER'S DISABILITY IS A DIRECT RESULT OF ANY SERVICE TO THE MONTANA HIGHWAY PATROL IN THE LINE OF DUTY; AMENDING SECTION 19-6-601, MCA; PROVIDING CONTINGENT VOIDNESS; AND PROVIDING AN EFFECTIVE DATE."

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

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

"19-6-601. Disability retirement benefit. (1) In the case of the disability of a member, a disability retirement benefit must be granted the member that is the actuarial equivalent of the service retirement benefit under 19-6-502 standing to the member's credit at the time of the member's disability retirement. If the disability is a direct result of any service to the Montana highway patrol in the line of duty, then the member who is disabled must be retired on a disability retirement benefit equal to 80% of ~~one-half~~ the member's highest average compensation regardless of the member's length of service.

(2) Upon the death of a retired member receiving a disability retirement benefit as provided in subsection (1), the benefit must be paid to the member's surviving spouse or dependent child, if there is a spouse or child, in the same manner as provided for in 19-6-505(2) and (3)."

NEW SECTION. SECTION 2. CONTINGENT VOIDNESS. IF HOUSE BILL NO. 206 IS NOT PASSED AND APPROVED, THEN [THIS ACT] IS VOID.

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

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