



January 14, 2010

HOUSE BILL No. 1050

DIGEST OF HB 1050 (Updated January 12, 2010 10:35 am - DI 96)

Citations Affected: IC 36-8.

Synopsis: Police officers' and firefighters' 1977 pension and disability fund. Allows a member of the 1977 police officers' and firefighters' pension and disability fund (1977 fund) to designate one or more beneficiaries to receive the 1977 fund member's contributions plus interest if the 1977 fund member dies without receiving retirement or disability benefits and without a spouse, child, or parent entitled to receive survivor benefits. Specifies that for purposes of receiving a survivor benefit a parent is wholly dependent on a member of the 1977 fund if the 1977 fund member claimed the parent as a dependent on the federal income tax return filed by the 1977 fund member in the year before the year in which the 1977 fund member died.

Effective: Upon passage.

Crouch, Goodin, Niezgodski, Bell

January 5, 2010, read first time and referred to Committee on Labor and Employment.
January 13, 2010, amended, reported — Do Pass.

C
o
p
y

HB 1050—LS 6293/DI 102+



January 14, 2010

Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

C
O
P
Y

HOUSE BILL No. 1050

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-8-8-13.8, AS AMENDED BY P.L.1-2007,
2 SECTION 242, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: Sec. 13.8. (a) This section applies
4 to an active or retired member who dies other than in the line of duty
5 (as defined in section 14.1 of this chapter) after August 31, 1982.

6 (b) If a fund member dies while receiving retirement or disability
7 benefits, the following apply:

8 (1) Except as otherwise provided in this subsection, each of the
9 member's surviving children is entitled to a monthly benefit equal
10 to twenty percent (20%) of the fund member's monthly benefit:

11 (A) until the child becomes eighteen (18) years of age; or

12 (B) until the child becomes twenty-three (23) years of age if
13 the child is enrolled in and regularly attending a secondary
14 school or is a full-time student at an accredited college or
15 university;

16 whichever period is longer. However, if the board finds upon the
17 submission of satisfactory proof that a child who is at least

HB 1050—LS 6293/DI 102+



1 eighteen (18) years of age is mentally or physically incapacitated,
 2 is not a ward of the state, and is not receiving a benefit under
 3 clause (B), the child is entitled to receive an amount each month
 4 that is equal to the greater of thirty percent (30%) of the monthly
 5 pay of a first class patrolman or first class firefighter or fifty-five
 6 percent (55%) of the monthly benefit the deceased member was
 7 receiving or was entitled to receive on the date of the member's
 8 death as long as the mental or physical incapacity of the child
 9 continues. Benefits paid for a child shall be paid to the surviving
 10 parent as long as the child resides with and is supported by the
 11 surviving parent. If the surviving parent dies, the benefits shall be
 12 paid to the legal guardian of the child.

13 (2) The member's surviving spouse is entitled to a monthly benefit
 14 equal to sixty percent (60%) of the fund member's monthly
 15 benefit during the spouse's lifetime. If the spouse remarried before
 16 September 1, 1983, and benefits ceased on the date of remarriage,
 17 the benefits for the surviving spouse shall be reinstated on July 1,
 18 1997, and continue during the life of the surviving spouse.

19 If a fund member dies while receiving retirement or disability benefits,
 20 there is no surviving eligible child or spouse, and there is proof
 21 satisfactory to the local board, subject to review in the manner
 22 specified in section 13.1(c) of this chapter, that the parent was wholly
 23 dependent on the fund member, the member's surviving parent is
 24 entitled, or both surviving parents if qualified are entitled jointly, to
 25 receive fifty percent (50%) of the fund member's monthly benefit
 26 during the parent's or parents' lifetime. **As used in this subsection, a**
 27 **parent is wholly dependent on a fund member if the fund member**
 28 **claimed the parent as a dependent on the federal income tax return**
 29 **filed by the fund member in the year before the year in which the**
 30 **fund member died.**

31 (c) Except as otherwise provided in this subsection, if a fund
 32 member dies while on active duty or while retired and not receiving
 33 benefits, the member's children and the member's spouse, or the
 34 member's parent or parents are entitled to receive a monthly benefit
 35 determined under subsection (b). If the fund member did not have at
 36 least twenty (20) years of service or was not at least fifty-two (52) years
 37 of age, the benefit is computed as if the member:

- 38 (1) did have twenty (20) years of service; and
- 39 (2) was fifty-two (52) years of age.

40 SECTION 2. IC 36-8-8-13.9, AS AMENDED BY P.L.1-2007,
 41 SECTION 243, IS AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE UPON PASSAGE]: Sec. 13.9. (a) This section applies

C
o
p
y



1 to an active member who died in the line of duty (as defined in section
2 14.1 of this chapter) before September 1, 1982.

3 (b) Except as otherwise provided in this subsection, if a fund
4 member dies in the line of duty, the following apply:

5 (1) Each of the member's surviving children is entitled to a
6 monthly benefit equal to twenty percent (20%) of the fund
7 member's monthly benefit:

- 8 (A) until the child becomes eighteen (18) years of age; or
- 9 (B) until the child becomes twenty-three (23) years of age if
10 the child is enrolled in and regularly attending a secondary
11 school or is a full-time student at an accredited college or
12 university;

13 whichever period is longer. However, if the board finds upon the
14 submission of satisfactory proof that a child who is at least
15 eighteen (18) years of age is mentally or physically incapacitated,
16 is not a ward of the state, and is not receiving a benefit under
17 clause (B), the child is entitled to receive an amount each month
18 that is equal to the greater of thirty percent (30%) of the monthly
19 pay of a first class patrolman or first class firefighter or fifty-five
20 percent (55%) of the monthly benefit the deceased member was
21 receiving or was entitled to receive on the date of the member's
22 death as long as the mental or physical incapacity of the child
23 continues. Benefits paid for a child shall be paid to the surviving
24 parent as long as the child resides with and is supported by the
25 surviving parent. If the surviving parent dies, the benefits shall be
26 paid to the legal guardian of the child.

27 (2) The member's surviving spouse is entitled to a monthly benefit
28 equal to sixty percent (60%) of the fund member's monthly
29 benefit during the spouse's lifetime. If the spouse remarried before
30 September 1, 1983, and benefits ceased on the date of remarriage,
31 the benefits for the surviving spouse shall be reinstated on July 1,
32 1997, and continue during the life of the surviving spouse.

33 If there is no surviving eligible child or spouse, and there is proof
34 satisfactory to the local board, subject to review in the manner
35 specified in section 13.1(c) of this chapter, that the parent was wholly
36 dependent on the fund member, the member's surviving parent is
37 entitled, or both surviving parents if qualified are entitled jointly, to
38 receive fifty percent (50%) of the fund member's monthly benefit
39 during the parent's or parents' lifetime. **As used in this subsection, a
40 parent is wholly dependent on a fund member if the fund member
41 claimed the parent as a dependent on the federal income tax return
42 filed by the fund member in the year before the year in which the**

C
o
p
y



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

fund member died.

(c) If the fund member did not have at least twenty (20) years of service or was not at least fifty-two (52) years of age, the benefit under subsection (b) is computed as if the member:

- (1) did have twenty (20) years of service; and
- (2) was fifty-two (52) years of age.

(d) The unit of local government that employed the deceased member shall after December 31, 2003, offer to provide and pay for health insurance coverage for the member's surviving spouse and for each natural child, stepchild, or adopted child of the member:

- (1) until the child becomes eighteen (18) years of age;
- (2) until the child becomes twenty-three (23) years of age if the child is enrolled in and regularly attending a secondary school or is a full-time student at an accredited college or university; or
- (3) during the entire period of the child's physical or mental disability;

whichever period is longest. If health insurance coverage is offered by the unit to active members, the health insurance provided to a surviving spouse and child under this subsection must be equal in coverage to that offered to active members. The offer to provide and pay for health insurance coverage shall remain open for as long as there is a surviving spouse or as long as a natural child, stepchild, or adopted child of the member is eligible for coverage under subdivision (1), (2), or (3).

SECTION 3. IC 36-8-8-14.1, AS AMENDED BY P.L.1-2007, SECTION 244, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 14.1. (a) Benefits paid under this section are subject to section 2.5 of this chapter.

(b) This section applies to an active member who dies in the line of duty after August 31, 1982.

(c) If a fund member dies in the line of duty after August 31, 1982, the member's surviving spouse is entitled to a monthly benefit during the spouse's lifetime, equal to the benefit to which the member would have been entitled on the date of the member's death, but not less than the benefit payable to a member with twenty (20) years service at fifty-two (52) years of age. If the spouse remarried before September 1, 1983, and benefits ceased on the date of remarriage, the benefits for the surviving spouse shall be reinstated on July 1, 1997, and continue during the life of the surviving spouse.

(d) If a fund member dies in the line of duty, each of the member's surviving children is entitled to a monthly benefit equal to twenty percent (20%) of the fund member's monthly benefit:

- (1) until the child reaches eighteen (18) years of age; or

C
o
p
y



1 (2) until the child reaches twenty-three (23) years of age if the
 2 child is enrolled in and regularly attending a secondary school or
 3 is a full-time student at an accredited college or university;
 4 whichever period is longer. However, if the board finds upon the
 5 submission of satisfactory proof that a child who is at least eighteen
 6 (18) years of age is mentally or physically incapacitated, is not a ward
 7 of the state, and is not receiving a benefit under subdivision (2), the
 8 child is entitled to receive an amount each month that is equal to the
 9 greater of thirty percent (30%) of the monthly pay of a first class
 10 patrolman or first class firefighter or fifty-five percent (55%) of the
 11 monthly benefit the deceased member was receiving or was entitled to
 12 receive on the date of the member's death as long as the mental or
 13 physical incapacity of the child continues. Benefits paid for a child
 14 shall be paid to the surviving parent as long as the child resides with
 15 and is supported by the surviving parent. If the surviving parent dies,
 16 the benefits shall be paid to the legal guardian of the child.

17 (e) If there is no surviving eligible child or spouse, and there is
 18 proof satisfactory to the local board, subject to review in the manner
 19 specified in section 13.1(c) of this chapter, that the parent was wholly
 20 dependent on the fund member, the member's surviving parent is
 21 entitled, or both surviving parents if qualified are entitled jointly, to
 22 receive fifty percent (50%) of the fund member's monthly benefit
 23 during the parent's or parents' lifetime. **As used in this subsection, a**
 24 **parent is wholly dependent on a fund member if the fund member**
 25 **claimed the parent as a dependent on the federal income tax return**
 26 **filed by the fund member in the year before the year in which the**
 27 **fund member died.**

28 (f) If the fund member did not have at least twenty (20) years of
 29 service or was not at least fifty-two (52) years old, the benefit is
 30 computed as if the member:

- 31 (1) did have twenty (20) years of service; and
- 32 (2) was fifty-two (52) years of age.

33 (g) For purposes of this section, "dies in the line of duty" means
 34 death that occurs as a direct result of personal injury or illness caused
 35 by incident, accident, or violence that results from:

- 36 (1) any action that the member, in the member's capacity as a
 37 police officer:
 - 38 (A) is obligated or authorized by rule, regulation, condition of
 39 employment or service, or law to perform; or
 - 40 (B) performs in the course of controlling or reducing crime or
 41 enforcing the criminal law; or
- 42 (2) any action that the member, in the member's capacity as a

C
O
P
Y



1 firefighter:
 2 (A) is obligated or authorized by rule, regulation, condition of
 3 employment or service, or law to perform; or
 4 (B) performs while on the scene of an emergency run
 5 (including false alarms) or on the way to or from the scene.
 6 The term includes a death presumed incurred in the line of duty under
 7 IC 5-10-13.

8 (h) The unit of local government that employed the deceased
 9 member shall after December 31, 2003, offer to provide and pay for
 10 health insurance coverage for the member's surviving spouse and for
 11 each natural child, stepchild, or adopted child of the member:

- 12 (1) until the child becomes eighteen (18) years of age;
- 13 (2) until the child becomes twenty-three (23) years of age if the
 14 child is enrolled in and regularly attending a secondary school or
 15 is a full-time student at an accredited college or university; or
- 16 (3) during the entire period of the child's physical or mental
 17 disability;

18 whichever period is longest. If health insurance coverage is offered by
 19 the unit to active members, the health insurance provided to a surviving
 20 spouse and child under this subsection must be equal in coverage to
 21 that offered to active members. The offer to provide and pay for health
 22 insurance coverage shall remain open for as long as there is a surviving
 23 spouse or as long as a natural child, stepchild, or adopted child of the
 24 member is eligible for coverage under subdivision (1), (2), or (3).

25 SECTION 4. IC 36-8-8-24 IS ADDED TO THE INDIANA CODE
 26 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
 27 UPON PASSAGE]: **Sec. 24. (a) A fund member may designate one
 28 (1) or more beneficiaries to receive in a lump sum the fund
 29 member's contributions plus interest at a rate determined by the
 30 PERF board if the fund member dies:**

- 31 **(1) without receiving a retirement benefit under sections 10
 32 and 11 of this chapter;**
- 33 **(2) without receiving a disability benefit under section 13.3 or
 34 13.5 of this chapter;**
- 35 **(3) without a survivor entitled to receive a benefit under
 36 section 13.8, 13.9, or 14.1 of this chapter; and**
- 37 **(4) without the PERF board returning the fund member's
 38 contributions under section 8 of this chapter.**

39 **(b) The fund member who chooses to designate one (1) or more
 40 beneficiaries under this section shall file the fund member's
 41 designation with the PERF board on a form prescribed by the
 42 PERF board.**

C
 o
 p
 y



1 **(c) The PERF board shall adopt rules to allow a fund member**
2 **who designates more than one (1) beneficiary to allocate the**
3 **contributions and interest paid in percentage increments.**
4 **SECTION 5. An emergency is declared for this act.**

C
O
P
Y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Labor and Employment, to which was referred House Bill 1050, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 36-8-8-13.8, AS AMENDED BY P.L.1-2007, SECTION 242, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13.8. (a) This section applies to an active or retired member who dies other than in the line of duty (as defined in section 14.1 of this chapter) after August 31, 1982.

(b) If a fund member dies while receiving retirement or disability benefits, the following apply:

(1) Except as otherwise provided in this subsection, each of the member's surviving children is entitled to a monthly benefit equal to twenty percent (20%) of the fund member's monthly benefit:

(A) until the child becomes eighteen (18) years of age; or

(B) until the child becomes twenty-three (23) years of age if the child is enrolled in and regularly attending a secondary school or is a full-time student at an accredited college or university;

whichever period is longer. However, if the board finds upon the submission of satisfactory proof that a child who is at least eighteen (18) years of age is mentally or physically incapacitated, is not a ward of the state, and is not receiving a benefit under clause (B), the child is entitled to receive an amount each month that is equal to the greater of thirty percent (30%) of the monthly pay of a first class patrolman or first class firefighter or fifty-five percent (55%) of the monthly benefit the deceased member was receiving or was entitled to receive on the date of the member's death as long as the mental or physical incapacity of the child continues. Benefits paid for a child shall be paid to the surviving parent as long as the child resides with and is supported by the surviving parent. If the surviving parent dies, the benefits shall be paid to the legal guardian of the child.

(2) The member's surviving spouse is entitled to a monthly benefit equal to sixty percent (60%) of the fund member's monthly benefit during the spouse's lifetime. If the spouse remarried before September 1, 1983, and benefits ceased on the date of remarriage, the benefits for the surviving spouse shall be reinstated on July 1, 1997, and continue during the life of the surviving spouse.

C
O
P
Y



If a fund member dies while receiving retirement or disability benefits, there is no surviving eligible child or spouse, and there is proof satisfactory to the local board, subject to review in the manner specified in section 13.1(c) of this chapter, that the parent was wholly dependent on the fund member, the member's surviving parent is entitled, or both surviving parents if qualified are entitled jointly, to receive fifty percent (50%) of the fund member's monthly benefit during the parent's or parents' lifetime. **As used in this subsection, a parent is wholly dependent on a fund member if the fund member claimed the parent as a dependent on the federal income tax return filed by the fund member in the year before the year in which the fund member died.**

(c) Except as otherwise provided in this subsection, if a fund member dies while on active duty or while retired and not receiving benefits, the member's children and the member's spouse, or the member's parent or parents are entitled to receive a monthly benefit determined under subsection (b). If the fund member did not have at least twenty (20) years of service or was not at least fifty-two (52) years of age, the benefit is computed as if the member:

- (1) did have twenty (20) years of service; and
- (2) was fifty-two (52) years of age.

SECTION 2. IC 36-8-8-13.9, AS AMENDED BY P.L.1-2007, SECTION 243, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13.9. (a) This section applies to an active member who died in the line of duty (as defined in section 14.1 of this chapter) before September 1, 1982.

(b) Except as otherwise provided in this subsection, if a fund member dies in the line of duty, the following apply:

- (1) Each of the member's surviving children is entitled to a monthly benefit equal to twenty percent (20%) of the fund member's monthly benefit:

- (A) until the child becomes eighteen (18) years of age; or
- (B) until the child becomes twenty-three (23) years of age if the child is enrolled in and regularly attending a secondary school or is a full-time student at an accredited college or university;

whichever period is longer. However, if the board finds upon the submission of satisfactory proof that a child who is at least eighteen (18) years of age is mentally or physically incapacitated, is not a ward of the state, and is not receiving a benefit under clause (B), the child is entitled to receive an amount each month that is equal to the greater of thirty percent (30%) of the monthly

C
o
p
y



pay of a first class patrolman or first class firefighter or fifty-five percent (55%) of the monthly benefit the deceased member was receiving or was entitled to receive on the date of the member's death as long as the mental or physical incapacity of the child continues. Benefits paid for a child shall be paid to the surviving parent as long as the child resides with and is supported by the surviving parent. If the surviving parent dies, the benefits shall be paid to the legal guardian of the child.

(2) The member's surviving spouse is entitled to a monthly benefit equal to sixty percent (60%) of the fund member's monthly benefit during the spouse's lifetime. If the spouse remarried before September 1, 1983, and benefits ceased on the date of remarriage, the benefits for the surviving spouse shall be reinstated on July 1, 1997, and continue during the life of the surviving spouse.

If there is no surviving eligible child or spouse, and there is proof satisfactory to the local board, subject to review in the manner specified in section 13.1(c) of this chapter, that the parent was wholly dependent on the fund member, the member's surviving parent is entitled, or both surviving parents if qualified are entitled jointly, to receive fifty percent (50%) of the fund member's monthly benefit during the parent's or parents' lifetime. **As used in this subsection, a parent is wholly dependent on a fund member if the fund member claimed the parent as a dependent on the federal income tax return filed by the fund member in the year before the year in which the fund member died.**

(c) If the fund member did not have at least twenty (20) years of service or was not at least fifty-two (52) years of age, the benefit under subsection (b) is computed as if the member:

- (1) did have twenty (20) years of service; and
- (2) was fifty-two (52) years of age.

(d) The unit of local government that employed the deceased member shall after December 31, 2003, offer to provide and pay for health insurance coverage for the member's surviving spouse and for each natural child, stepchild, or adopted child of the member:

- (1) until the child becomes eighteen (18) years of age;
- (2) until the child becomes twenty-three (23) years of age if the child is enrolled in and regularly attending a secondary school or is a full-time student at an accredited college or university; or
- (3) during the entire period of the child's physical or mental disability;

whichever period is longest. If health insurance coverage is offered by the unit to active members, the health insurance provided to a surviving

C
O
P
Y



spouse and child under this subsection must be equal in coverage to that offered to active members. The offer to provide and pay for health insurance coverage shall remain open for as long as there is a surviving spouse or as long as a natural child, stepchild, or adopted child of the member is eligible for coverage under subdivision (1), (2), or (3).

SECTION 3. IC 36-8-8-14.1, AS AMENDED BY P.L.1-2007, SECTION 244, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 14.1. (a) Benefits paid under this section are subject to section 2.5 of this chapter.

(b) This section applies to an active member who dies in the line of duty after August 31, 1982.

(c) If a fund member dies in the line of duty after August 31, 1982, the member's surviving spouse is entitled to a monthly benefit during the spouse's lifetime, equal to the benefit to which the member would have been entitled on the date of the member's death, but not less than the benefit payable to a member with twenty (20) years service at fifty-two (52) years of age. If the spouse remarried before September 1, 1983, and benefits ceased on the date of remarriage, the benefits for the surviving spouse shall be reinstated on July 1, 1997, and continue during the life of the surviving spouse.

(d) If a fund member dies in the line of duty, each of the member's surviving children is entitled to a monthly benefit equal to twenty percent (20%) of the fund member's monthly benefit:

- (1) until the child reaches eighteen (18) years of age; or
- (2) until the child reaches twenty-three (23) years of age if the child is enrolled in and regularly attending a secondary school or is a full-time student at an accredited college or university;

whichever period is longer. However, if the board finds upon the submission of satisfactory proof that a child who is at least eighteen (18) years of age is mentally or physically incapacitated, is not a ward of the state, and is not receiving a benefit under subdivision (2), the child is entitled to receive an amount each month that is equal to the greater of thirty percent (30%) of the monthly pay of a first class patrolman or first class firefighter or fifty-five percent (55%) of the monthly benefit the deceased member was receiving or was entitled to receive on the date of the member's death as long as the mental or physical incapacity of the child continues. Benefits paid for a child shall be paid to the surviving parent as long as the child resides with and is supported by the surviving parent. If the surviving parent dies, the benefits shall be paid to the legal guardian of the child.

(e) If there is no surviving eligible child or spouse, and there is proof satisfactory to the local board, subject to review in the manner

COPY



specified in section 13.1(c) of this chapter, that the parent was wholly dependent on the fund member, the member's surviving parent is entitled, or both surviving parents if qualified are entitled jointly, to receive fifty percent (50%) of the fund member's monthly benefit during the parent's or parents' lifetime. **As used in this subsection, a parent is wholly dependent on a fund member if the fund member claimed the parent as a dependent on the federal income tax return filed by the fund member in the year before the year in which the fund member died.**

(f) If the fund member did not have at least twenty (20) years of service or was not at least fifty-two (52) years old, the benefit is computed as if the member:

- (1) did have twenty (20) years of service; and
- (2) was fifty-two (52) years of age.

(g) For purposes of this section, "dies in the line of duty" means death that occurs as a direct result of personal injury or illness caused by incident, accident, or violence that results from:

- (1) any action that the member, in the member's capacity as a police officer:
 - (A) is obligated or authorized by rule, regulation, condition of employment or service, or law to perform; or
 - (B) performs in the course of controlling or reducing crime or enforcing the criminal law; or
- (2) any action that the member, in the member's capacity as a firefighter:
 - (A) is obligated or authorized by rule, regulation, condition of employment or service, or law to perform; or
 - (B) performs while on the scene of an emergency run (including false alarms) or on the way to or from the scene.

The term includes a death presumed incurred in the line of duty under IC 5-10-13.

(h) The unit of local government that employed the deceased member shall after December 31, 2003, offer to provide and pay for health insurance coverage for the member's surviving spouse and for each natural child, stepchild, or adopted child of the member:

- (1) until the child becomes eighteen (18) years of age;
- (2) until the child becomes twenty-three (23) years of age if the child is enrolled in and regularly attending a secondary school or is a full-time student at an accredited college or university; or
- (3) during the entire period of the child's physical or mental disability;

whichever period is longest. If health insurance coverage is offered by

C
O
P
Y



the unit to active members, the health insurance provided to a surviving spouse and child under this subsection must be equal in coverage to that offered to active members. The offer to provide and pay for health insurance coverage shall remain open for as long as there is a surviving spouse or as long as a natural child, stepchild, or adopted child of the member is eligible for coverage under subdivision (1), (2), or (3)."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1050 as introduced.)

NIEZGODSKI, Chair

Committee Vote: yeas 10, nays 0.

C
O
P
Y

