House Amendment 5255

Amendment Text

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  1  1     Amend House File 2412 as follows:
  1  2     #1.  Page 1, by inserting after line 10 the
  1  3 following:
  1  4     "Sec. ___.   Section 85.36, subsection 9, paragraph
  1  5 a, Code Supplement 1995, is amended to read as
  1  6 follows:
  1  7     a.  In computing the compensation to be allowed a
  1  8 volunteer fire fighter, emergency medical care
  1  9 provider, reserve peace officer, volunteer ambulance
  1 10 driver, volunteer emergency rescue technician as
  1 11 defined in section 147A.1, or emergency medical
  1 12 technician trainee, the earnings as a fire fighter,
  1 13 emergency medical care provider, reserve peace
  1 14 officer, volunteer ambulance driver, volunteer
  1 15 emergency rescue technician, or emergency medical
  1 16 technician trainee shall be disregarded and the
  1 17 volunteer fire fighter, emergency medical care
  1 18 provider, reserve peace officer, volunteer ambulance
  1 19 driver, volunteer emergency rescue technician, or
  1 20 emergency medical technician trainee shall be paid an
  1 21 amount equal to the compensation the volunteer fire
  1 22 fighter, emergency medical care provider, reserve
  1 23 peace officer, volunteer ambulance driver, volunteer
  1 24 emergency rescue technician, or emergency medical
  1 25 technician trainee would be paid if injured in the
  1 26 normal course of the volunteer fire fighter's,
  1 27 emergency medical care provider's, reserve peace
  1 28 officer's, volunteer ambulance driver's, volunteer
  1 29 emergency rescue technician's, or emergency medical
  1 30 technician trainee's regular employment or an amount
  1 31 equal to one hundred and forty percent of the
  1 32 statewide average weekly wage, whichever is greater.
  1 33    Sec. ___.  Section 85.61, subsection 2, Code
  1 34 Supplement 1995, is amended to read as follows:
  1 35    2.  "Employer" includes and applies to a person,
  1 36 firm, association, or corporation, state, county,
  1 37 municipal corporation, school corporation, area
  1 38 education agency, township as an employer of volunteer
  1 39 fire fighters, volunteer emergency rescue technicians,
  1 40 and emergency medical care providers only, benefited
  1 41 fire district, and the legal representatives of a
  1 42 deceased employer.  "Employer" includes and applies to
  1 43 a rehabilitation facility approved for purchase-of-
  1 44 service contracts or for referrals by the department
  1 45 of human services or the department of education.
  1 46    Sec. ___.  Section 85.61, subsection 11, unnumbered
  1 47 paragraph 3, Code Supplement 1995, is amended to read
  1 48 as follows:
  1 49    "Worker" or "employee" includes an emergency
  1 50 medical care provider as defined in section 147A.1, a
  2  1 volunteer emergency rescue technician as defined in
  2  2 section 147A.1, a volunteer ambulance driver, or an
  2  3 emergency medical technician trainee, only if an
  2  4 agreement is reached between such worker or employee
  2  5 and the employer for whom the volunteer services are
  2  6 provided that workers' compensation coverage under
  2  7 chapters 85, 85A, and 85B is to be provided by the
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2 8 employer. An emergency medical care provider <u>or</u>
2 9 <u>volunteer emergency rescue technician</u> who is a worker
2 10 or employee under this paragraph is not a casual
2 11 employee. "Volunteer ambulance driver" means a person
2 12 performing services as a volunteer ambulance driver at
2 13 the request of the person in charge of a fire
2 14 department or ambulance service of a municipality.
2 15 "Emergency medical technician trainee" means a person
2 16 enrolled in and training for emergency medical
2 17 technician certification."
2 18   #2. Title page, line 1, by inserting after the
2 19 word "compensation" the following: "concerning
2 20 benefits for volunteer emergency rescue technicians,
2 21 and concerning".
2 22   #3. By renumbering as necessary.
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2 24
2 25 _____
2 26 O'BRIEN of Boone
2 27 HF 2412.301 76
2 28 ec/cf