

House Amendment 5256

Amendment Text

PAG LIN

1 1 Amend [Senate File 2433](#) as follows:
1 2 #1. Page 2, by inserting after line 11 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

2 8 employer. An emergency medical care provider or
2 9 volunteer emergency rescue technician 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 2, by inserting after the
2 19 word "disputes," the following: "concerning benefits
2 20 for volunteer emergency rescue technicians,".

2 21 #3. By renumbering as necessary.

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2 25 O'BRIEN of Boone

2 26 SF 2433.301 76

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