

(P. 392) 2/22/94 Schradler
(P. 430) 3/3/94 Amend/Do Pass
w/H 5124

FEB 3 1994

HOUSE FILE 2120
BY SCHRADER

STATE GOVERNMENT

Passed House, (P. 615) Date 3-15-94 Passed Senate, (P. 862) Date 3/28/94
Vote: Ayes 96 Nays 0 Vote: Ayes 49 Nays 0
Approved March 31, 1994

A BILL FOR

1 An Act relating to benefits paid under the state employees
2 disability insurance program, and providing effective and
3 retroactive applicability dates.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2120

HOUSE FILE 2120

H-5124

- 1 Amend House File 2120 as follows:
- 2 1. Page 1, line 21, by striking the word "paid"
- 3 and inserting the following: "awarded".
- 4 2. Page 1, line 23, by inserting after the word
- 5 "employee" the following: "if the social security
- 6 benefits were awarded to the disabled adult child
- 7 prior to the approval of the state employee's benefits
- 8 under this section".
- 9 3. Page 1, line 28, by inserting after the word
- 10 "section." the following: "As used in this section,
- 11 unless the context otherwise requires, "adult" means a
- 12 person who is eighteen years of age or older."

By COMMITTEE ON STATE GOVERNMENT
CARPENTER of Polk, Chairperson

H-5124 FILED MARCH 3, 1994
adopted 3/15/94 (P. 615)

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1 Section 1. Section 70A.20, unnumbered paragraph 1, Code
2 Supplement 1993, is amended to read as follows:

3 A state employees disability insurance program is created,
4 which shall be administered by the director of the department
5 of personnel and which shall provide disability benefits in an
6 amount and for the employees as provided in this section. The
7 monthly disability benefits shall provide twenty percent of
8 monthly earnings if employed less than one year, forty percent
9 of monthly earnings if employed one year or more but less than
10 two years, and sixty percent of monthly earnings thereafter,
11 reduced by primary and family social security determined at
12 the time social security disability payments commence,
13 workers' compensation if applicable, and any other state
14 sponsored sickness or disability benefits payable. However,
15 the amount of benefits payable under the Iowa public
16 employees' retirement system pursuant to chapter 97B shall not
17 reduce the benefits payable pursuant to this section.
18 Subsequent social security increases shall not be used to
19 further reduce the insurance benefits payable. As used in
20 this section, "primary and family social security" shall not
21 include social security benefits paid to a disabled adult
22 child of the disabled state employee who does not reside with
23 the disabled state employee, regardless of whether the United
24 States social security administration records the benefits to
25 the social security number of the disabled adult child, the
26 disabled state employee, or any other family member, and such
27 social security benefits shall not reduce the benefits payable
28 pursuant to this section. State employees shall receive
29 credit for the time they were continuously employed prior to
30 and on July 1, 1974. The following provisions apply to the
31 employees disability insurance program:

32 Sec. 2. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.

33 This Act, being deemed of immediate importance, takes effect
34 upon enactment and applies retroactively to July 1, 1990.

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EXPLANATION

1 This bill pertains to benefits payable under the state
2 employees disability insurance program. Current law provides
3 that monthly disability benefits are reduced by primary and
4 family social security. The bill provides that "primary and
5 family social security" shall not include social security
6 benefits paid to a disabled adult child of the disabled state
7 employee who does not reside with the disabled state employee,
8 regardless of whether the United States social security
9 administration records the benefits to the social security
10 number of the disabled adult child, the disabled state
11 employee, or any other family member. Under the bill, such
12 social security benefits shall not reduce the benefits payable
13 under the state employees disability insurance program.

14 The bill takes effect upon enactment and applies
15 retroactively to July 1, 1990.

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(P. 738) 3-17-94 Senate - State
Gov.
(P. 809) 3/23/94 Senate - Do Pass
(P. 812) 3/28/94

HOUSE FILE 2120
BY SCHRADER

(As Amended and Passed by the House March 15, 1994)

Passed House, ^(P. 615) Date 3-15-94 Passed Senate, ^(P. 862) Date 3/28/94
Vote: Ayes 96 Nays 0 Vote: Ayes 49 Nays 0
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A BILL FOR

1 An Act relating to benefits paid under the state employees
2 disability insurance program, and providing effective and
3 retroactive applicability dates.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments _____

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TLSB 3768HH 75

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1 Section 1. Section 70A.20, unnumbered paragraph 1, Code
2 Supplement 1993, is amended to read as follows:

3 A state employees disability insurance program is created,
4 which shall be administered by the director of the department
5 of personnel and which shall provide disability benefits in an
6 amount and for the employees as provided in this section. The
7 monthly disability benefits shall provide twenty percent of
8 monthly earnings if employed less than one year, forty percent
9 of monthly earnings if employed one year or more but less than
10 two years, and sixty percent of monthly earnings thereafter,
11 reduced by primary and family social security determined at
12 the time social security disability payments commence,
13 workers' compensation if applicable, and any other state
14 sponsored sickness or disability benefits payable. However,
15 the amount of benefits payable under the Iowa public
16 employees' retirement system pursuant to chapter 97B shall not
17 reduce the benefits payable pursuant to this section.
18 Subsequent social security increases shall not be used to
19 further reduce the insurance benefits payable. As used in
20 this section, "primary and family social security" shall not
21 include social security benefits awarded to a disabled adult
22 child of the disabled state employee who does not reside with
23 the disabled state employee if the social security benefits
24 were awarded to the disabled adult child prior to the approval
25 of the state employee's benefits under this section,
26 regardless of whether the United States social security
27 administration records the benefits to the social security
28 number of the disabled adult child, the disabled state
29 employee, or any other family member, and such social security
30 benefits shall not reduce the benefits payable pursuant to
31 this section. As used in this section, unless the context
32 otherwise requires, "adult" means a person who is eighteen
33 years of age or older. State employees shall receive credit
34 for the time they were continuously employed prior to and on
35 July 1, 1974. The following provisions apply to the employees

1 disability insurance program:

2 Sec. 2. EFFECTIVE AND RETROACTIVE APPLICABLITY DATES.

3 This Act, being deemed of immediate importance, takes effect
4 upon enactment and applies retroactively to July 1, 1990.

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HOUSE FILE 2120

AN ACT

RELATING TO BENEFITS PAID UNDER THE STATE EMPLOYEES
DISABILITY INSURANCE PROGRAM, AND PROVIDING
EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 70A.20, unnumbered paragraph 1, Code Supplement 1993, is amended to read as follows:

A state employees disability insurance program is created, which shall be administered by the director of the department of personnel and which shall provide disability benefits in an amount and for the employees as provided in this section. The monthly disability benefits shall provide twenty percent of monthly earnings if employed less than one year, forty percent of monthly earnings if employed one year or more but less than two years, and sixty percent of monthly earnings thereafter, reduced by primary and family social security determined at the time social security disability payments commence, workers' compensation if applicable, and any other state sponsored sickness or disability benefits payable. However, the amount of benefits payable under the Iowa public employees' retirement system pursuant to chapter 97B shall not reduce the benefits payable pursuant to this section. Subsequent social security increases shall not be used to further reduce the insurance benefits payable. As used in this section, "primary and family social security" shall not include social security benefits awarded to a disabled adult child of the disabled state employee who does not reside with the disabled state employee if the social security benefits were awarded to the disabled adult child prior to the approval of the state employee's benefits under this section, regardless of whether the United States social security administration records the benefits to the social security number of the disabled adult child, the disabled state

employee, or any other family member, and such social security benefits shall not reduce the benefits payable pursuant to this section. As used in this section, unless the context otherwise requires, "adult" means a person who is eighteen years of age or older. State employees shall receive credit for the time they were continuously employed prior to and on July 1, 1974. The following provisions apply to the employees disability insurance program:

Sec. 2. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES. This Act, being deemed of immediate importance, takes effect upon enactment and applies retroactively to July 1, 1990.

HAROLD VAN MAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2120, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved:  1994

TERRY F. BRANSTAD
Governor