

FILED JAN 27 1998

REPRINTED

STATE GOVERNMENT

SENATE FILE 2068

BY HALVORSON and LUNDBY

Passed Senate, Date ^(p.677) 3-12-98
Vote: Ayes 46 Nays 0
Approved _____

Passed House, Date ^(p.1904) 4/22/98
Vote: Ayes 90 Nays 1

A BILL FOR

1 An Act concerning the method by which cities pay the medical
2 costs incurred by members of the police and fire departments
3 of cities who are injured while on duty.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SENATE FILE 2068

S-5070

- 1 Amend Senate File 2068 as follows:
- 2 1. Page 1, line 32, by inserting before the word
- 3 "The" the following: "Cities may provide the
- 4 hospital, nursing, and medical attention required by
- 5 this section through the purchase of insurance, by
- 6 self-insuring the obligation, or through payment of
- 7 moneys into a local government risk pool established
- 8 for the purpose of covering the costs associated with
- 9 the requirements of this section."
- 10 2. Page 1, line 32, by inserting after the word
- 11 "of" the following: "providing".
- 12 3. Page 1, line 33, by inserting after the word
- 13 "attention" the following: "required by this
- 14 section".

S.F. 2068

By COMMITTEE ON STATE GOVERNMENT
SHELDON RITTMER, Chairperson

S-5070 FILED FEBRUARY 26, 1998

adopted 3/10/98
(p.677)

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1 Section 1. Section 384.6, subsection 1, Code 1997, is
2 amended to read as follows:

3 1. Accounting for pension and related employee benefit
4 funds as provided by the city finance committee. A city may
5 make contributions to a retirement system other than the Iowa
6 public employees' retirement system for its city manager, or
7 city administrator performing the duties of city manager, in
8 an annual amount not to exceed the amount that would have been
9 contributed by the employer under section 97B.11. If a police
10 chief or fire chief has submitted a written request to the
11 board of trustees to be exempt from chapter 411, authorized in
12 section 411.3, subsection 1, a city shall make contributions
13 for the chief, in an amount not to exceed the amount that
14 would have been contributed by the city under section 411.8,
15 subsection 1, paragraph "a", to the international city
16 management association/retirement corporation. A city may
17 certify taxes to be levied for a trust and agency fund in the
18 amount necessary to meet its obligations. For purposes of
19 this subsection, "related employee benefit funds" includes
20 amounts held for the purpose of paying the costs required
21 pursuant to section 411.15.

22 Sec. 2. Section 411.15, Code 1997, is amended to read as
23 follows:

24 411.15 HOSPITALIZATION AND MEDICAL ATTENTION.

25 Cities shall provide hospital, nursing, and medical
26 attention for the members of the police and fire departments
27 of the cities, when injured while in the performance of their
28 duties as members of such department, and shall continue to
29 provide hospital, nursing, and medical attention for injuries
30 or diseases incurred while in the performance of their duties
31 for members receiving a retirement allowance under section
32 411.6, subsection 6, ~~and the~~. The cost of the hospital,
33 nursing, and medical attention shall be paid from moneys held
34 in a trust and agency fund established pursuant to section
35 384.6, or out of the appropriation for the department to which

1 the injured person belongs or belonged; provided that any
2 amounts received by the injured person under the workers'
3 compensation law of the state, or from any other source for
4 such specific purposes, shall be deducted from the amount paid
5 by the city under the provisions of this section.

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EXPLANATION

7 This bill provides that a city may pay the medical costs
8 incurred by members of that city's police or fire department
9 who are injured in the performance of their duties from
10 amounts held in a trust and agency fund for this purpose.
11 Under current law, the medical costs incurred can be paid only
12 from the appropriation to the department to which the injured
13 person belongs or belonged. The bill still permits the city
14 to pay the costs from the appropriation to the department.

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3/13/98 Local Gov.
H 3/23/98 Amend. & Pass
H. 3/24/98 Unfinished Bus.
Calendar

SENATE FILE 2068
BY HALVORSON and LUNDBY

(AS AMENDED AND PASSED BY THE SENATE MARCH 12, 1998)

~~-----~~ - New Language by the Senate

Passed Senate, Date _____ Passed House ^(P. 1904) Date 4/22/98
Vote: Ayes _____ Nays _____ Vote: Ayes 90 Nays 1
Approved _____

A BILL FOR

1 An Act concerning the method by which cities pay the medical
2 costs incurred by members of the police and fire departments
3 of cities who are injured while on duty.

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

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1 Section 1. Section 394.6, subsection 1, Code 1997, is
2 amended to read as follows:

3 1. Accounting for pension and related employee benefit
4 funds as provided by the city finance committee. A city may
5 make contributions to a retirement system other than the Iowa
6 public employees' retirement system for its city manager, or
7 city administrator performing the duties of city manager, in
8 an annual amount not to exceed the amount that would have been
9 contributed by the employer under section 97B.11. If a police
10 chief or fire chief has submitted a written request to the
11 board of trustees to be exempt from chapter 411, authorized in
12 section 411.3, subsection 1, a city shall make contributions
13 for the chief, in an amount not to exceed the amount that
14 would have been contributed by the city under section 411.3,
15 subsection 1, paragraph "a", to the international city
16 management association/retirement corporation. A city may
17 certify taxes to be levied for a trust and agency fund in the
18 amount necessary to meet its obligations. For purposes of
19 this subsection, "related employee benefit funds" includes
20 amounts held for the purpose of paying the costs required
21 pursuant to section 411.15.

22 Sec. 2. Section 411.15, Code 1997, is amended to read as
23 follows:

24 411.15 HOSPITALIZATION AND MEDICAL ATTENTION.

25 Cities shall provide hospital, nursing, and medical
26 attention for the members of the police and fire departments
27 of the cities, when injured while in the performance of their
28 duties as members of such department, and shall continue to
29 provide hospital, nursing, and medical attention for injuries
30 or diseases incurred while in the performance of their duties
31 for members receiving a retirement allowance under section
32 411.6, subsection 5~~7~~-and-the. Cities may provide the
33 hospital, nursing, and medical attention required by this
34 section through the purchase of insurance by self-insuring,
35 the obligation, or through payment of monies into a

1 government risk pool established for the purpose of covering
2 the costs associated with the requirements of this section.
3 The cost of providing the hospital, nursing, and medical
4 attention required by this section shall be paid from moneys
5 held in a trust and agency fund established pursuant to
6 section 384.6, or out of the appropriation for the department
7 to which the injured person belongs or belonged; provided that
8 any amounts received by the injured person under the workers'
9 compensation law of the state, or from any other source for
10 such specific purposes, shall be deducted from the amount paid
11 by the city under the provisions of this section.

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SENATE FILE 2068

H-8539

1 Amend Senate File 2068, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Sec. ____ . NEW SECTION. 364.25 RETIREE HEALTH
6 CARE.

7 A city may provide health or medical insurance
8 coverage or supplemental coverage to retired employees
9 of the city. A city providing health or medical
10 insurance coverage pursuant to this section may
11 establish such requirements or restrictions concerning
12 the coverage provided as the city may adopt. If
13 coverage is provided, the cost of the health or
14 medical insurance coverage shall be paid from moneys
15 held in a trust and agency fund established pursuant
16 to section 384.6, or out of an appropriation from the
17 city general fund for this purpose."

18 2. Page 1, line 21, by striking the word
19 "section" and inserting the following: "sections
20 364.25 and".

21 3. Title page, line 1, by inserting after the
22 word "pay" the following: "health and medical
23 insurance coverage to retired employees and".

24 4. By renumbering as necessary.

By COMMITTEE ON LOCAL GOVERNMENT
VANDE HOEF of Osceola, Chairperson

H-8539 FILED MARCH 23, 1998

Adapted
4/22/98 (P. 1903)

HOUSE AMENDMENT TO
SENATE FILE 2068

S-5816

1 Amend Senate File 2068, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Sec. ____ . NEW SECTION. 364.25 RETIREE HEALTH
6 CARE.

7 A city may provide health or medical insurance
8 coverage or supplemental coverage to retired employees
9 of the city. A city providing health or medical
10 insurance coverage pursuant to this section may
11 establish such requirements or restrictions concerning
12 the coverage provided as the city may adopt. If
13 coverage is provided, the cost of the health or
14 medical insurance coverage shall be paid from moneys
15 held in a trust and agency fund established pursuant
16 to section 384.6, or out of an appropriation from the
17 city general fund for this purpose."

18 2. Page 1, line 21, by striking the word
19 "section" and inserting the following: "sections
20 364.25 and".

21 3. Title page, line 1, by inserting after the
22 word "pay" the following: "health and medical
23 insurance coverage to retired employees and".

24 4. By renumbering as necessary.

RECEIVED FROM THE HOUSE

S-5816 FILED APRIL 22, 1998

HOUSE AMENDMENT TO
SENATE FILE 2268

S-5600

1 Amend Senate File 2268, as passed by the Senate, as
2 follows:

3 1. Page 1, line 31, by striking the figure "504B"
4 and inserting the following: "504A".

RECEIVED FROM THE HOUSE

S-5600 FILED APRIL 9, 1998