

# House Study Bill 39

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
STATE GOVERNMENT BILL  
BY CHAIRPERSON JOCHUM)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act concerning the responsibility for providing medical care  
2 to members of the statewide fire and police retirement system  
3 for injuries incurred in the performance of their duties.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1702YC 82  
6 ec/gg/14

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1 1 Section 1. Section 411.15, Code 2007, is amended to read  
1 2 as follows:  
1 3 411.15 HOSPITALIZATION AND MEDICAL ATTENTION.  
1 4 Cities shall ~~provide be responsible for any~~ hospital,  
1 5 nursing, and medical attention for the members of the police  
1 6 and fire departments of the cities, when injured while in the  
1 7 performance of their duties as members of such department, and  
1 8 shall continue to ~~provide be responsible for any~~ hospital,  
1 9 nursing, and medical attention for injuries or diseases  
1 10 incurred while in the performance of their duties for members  
1 11 receiving a retirement allowance under section 411.6,  
1 12 subsection 6. Cities may ~~provide fund the cost of~~ the  
1 13 hospital, nursing, and medical attention required by this  
1 14 section through the purchase of insurance, by self-insuring  
1 15 the obligation, or through payment of moneys into a local  
1 16 government risk pool established for the purpose of covering  
1 17 the costs associated with the requirements of this section.  
1 18 ~~However, the cost of the hospital, nursing, and medical~~  
1 19 ~~attention required by this section shall not be funded through~~  
1 20 ~~an employee-paid health insurance policy.~~ The cost of  
1 21 ~~providing~~ the hospital, nursing, and medical attention  
1 22 required by this section shall be paid from moneys held in a  
1 23 trust and agency fund established pursuant to section 384.6,  
1 24 or out of the appropriation for the department to which the  
1 25 injured person belongs or belonged; provided that any amounts  
1 26 received by the injured person ~~under the workers' compensation~~  
1 27 ~~law of the state, or~~ from any other source for such specific  
1 28 purposes, shall be deducted from the amount paid by the city  
1 29 under the provisions of this section.

### EXPLANATION

1 31 This bill makes a change to the statewide fire and police  
1 32 retirement system. The bill may include a state mandate as  
1 33 defined in Code section 25B.3. The state mandate funding  
1 34 requirement in Code section 25B.2, however, does not apply to  
1 35 public employee retirement systems.  
2 1 Code section 411.15, concerning hospitalization and medical  
2 2 attention for members who are injured in the performance of  
2 3 their duties, is amended. The bill provides that the city  
2 4 shall be responsible for any medical attention and shall fund  
2 5 the medical attention. In addition, the bill requires that  
2 6 the cost of the medical attention shall not be funded through  
2 7 an employee-paid health insurance policy.  
2 8 LSB 1702YC 82  
2 9 ec:nh/gg/14