

HB0442/564764/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 442
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 20, after “IF” insert “AFTER”; and in the same line, strike “IS”.

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 2 on page 2, inclusive, and substitute “COMMENCES PARTICIPATION IN THE DROP:”

(I) THE MEMBER IS TOTALLY AND PERMANENTLY INCAPACITATED FOR DUTY ARISING OUT OF OR IN THE COURSE OF THE ACTUAL PERFORMANCE OF DUTY THAT OCCURS WHILE PARTICIPATING IN DROP, AND WITHOUT WILLFUL NEGLIGENCE OF THE MEMBER; AND

(II) THE MEDICAL BOARD CERTIFIES THAT:

1. THE MEMBER IS TOTALLY INCAPACITATED, EITHER MENTALLY OR PHYSICALLY, FOR THE FURTHER PERFORMANCE OF DUTY BY THE OCCURRENCE DESCRIBED UNDER ITEM (I) OF THIS PARAGRAPH;

2. THE INCAPACITY IS LIKELY TO BE PERMANENT;
AND

3. THE MEMBER SHOULD BE RETIRED.”.

AMENDMENT NO. 2

(Over)

On page 2, in line 25, after “**IF**” insert “**AFTER**”; in the same line, strike “**IS**”; and strike in their entirety lines 26 through 31, inclusive, and substitute “**COMMENCES PARTICIPATION IN THE DROP:**”

(I) THE MEMBER IS TOTALLY AND PERMANENTLY INCAPACITATED FOR DUTY ARISING OUT OF OR IN THE COURSE OF THE ACTUAL PERFORMANCE OF DUTY THAT OCCURS WHILE PARTICIPATING IN DROP, AND WITHOUT WILLFUL NEGLIGENCE OF THE MEMBER; AND

(II) THE MEDICAL BOARD CERTIFIES THAT:

1. THE MEMBER IS TOTALLY INCAPACITATED, EITHER MENTALLY OR PHYSICALLY, FOR THE FURTHER PERFORMANCE OF DUTY BY THE OCCURRENCE DESCRIBED UNDER ITEM (I) OF THIS PARAGRAPH;

2. THE INCAPACITY IS LIKELY TO BE PERMANENT;

AND

3. THE MEMBER SHOULD BE RETIRED.”.