

# HOUSE BILL No. 1222

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 36-8.

**Synopsis:** Public safety officer death benefits. Increases, from \$150,000 to \$250,000, the special death benefit for a member of the 1925 police pension fund, the 1937 firefighters' pension fund, the 1953 police pension fund, or the 1977 police officers' and firefighters' pension and disability fund who dies in the line of duty after June 30, 2019.

**Effective:** July 1, 2019.

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## Goodrich

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January 10, 2019, read first time and referred to Committee on Employment, Labor and Pensions.

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First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

## HOUSE BILL No. 1222

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 36-8-6-20, AS AMENDED BY P.L.40-2017,  
2 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2019]: Sec. 20. (a) As used in this section, "dies in the line of  
4 duty" has the meaning set forth in section 10.1 of this chapter.  
5 (b) A special death benefit of ~~seventy-five thousand dollars~~  
6 ~~(\$75,000) for a fund member who dies in the line of duty before~~  
7 ~~January 1, 1998, and one hundred fifty thousand dollars (\$150,000) for~~  
8 ~~a fund member who dies in the line of duty after December 31, 1997,~~  
9 **before July 1, 2019, and two hundred fifty thousand dollars**  
10 **(\$250,000) for a fund member who dies in the line of duty after**  
11 **June 30, 2019**, shall be paid in a lump sum by the Indiana public  
12 retirement system from the special death benefit fund established under  
13 IC 5-10-9.8 to the following relative of a fund member who dies in the  
14 line of duty:  
15 (1) To the surviving spouse.  
16 (2) If there is no surviving spouse, to the surviving children (to be  
17 shared equally).



1 (3) If there is no surviving spouse and there are no surviving  
2 children, to the parent or parents in equal shares.

3 (c) The benefit provided by this section is in addition to any other  
4 benefits provided under this chapter.

5 SECTION 2. IC 36-8-7-26, AS AMENDED BY P.L.40-2017,  
6 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 2019]: Sec. 26. (a) As used in this section, "dies in the line of  
8 duty" has the meaning set forth in section 12.4 of this chapter.

9 (b) A special death benefit of ~~seventy-five thousand dollars~~  
10 ~~(\$75,000)~~ for a fund member who dies in the line of duty before  
11 ~~January 1, 1998, and~~ one hundred fifty thousand dollars (\$150,000) for  
12 a fund member who dies in the line of duty ~~after December 31, 1997,~~  
13 **before July 1, 2019, and two hundred fifty thousand dollars**  
14 **(\$250,000) for a fund member who dies in the line of duty after**  
15 **June 30, 2019**, shall be paid in a lump sum by the Indiana public  
16 retirement system from the special death benefit fund established under  
17 IC 5-10-9.8 to the following relative of a fund member who dies in the  
18 line of duty:

19 (1) To the surviving spouse.

20 (2) If there is no surviving spouse, to the surviving children (to be  
21 shared equally).

22 (3) If there is no surviving spouse and there are no surviving  
23 children, to the parent or parents in equal shares.

24 (c) The benefit provided by this section is in addition to any other  
25 benefits provided under this chapter.

26 SECTION 3. IC 36-8-7.5-22, AS AMENDED BY P.L.40-2017,  
27 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
28 JULY 1, 2019]: Sec. 22. (a) As used in this section, "dies in the line of  
29 duty" has the meaning set forth in section 14.1 of this chapter.

30 (b) A special death benefit of ~~seventy-five thousand dollars~~  
31 ~~(\$75,000)~~ for a fund member who dies in the line of duty before  
32 ~~January 1, 1998, and~~ one hundred fifty thousand dollars (\$150,000) for  
33 a fund member who dies in the line of duty ~~after December 31, 1997,~~  
34 **before July 1, 2019, and two hundred fifty thousand dollars**  
35 **(\$250,000) for a fund member who dies in the line of duty after**  
36 **June 30, 2019**, shall be paid in a lump sum by the Indiana public  
37 retirement system from the special death benefit fund established under  
38 IC 5-10-9.8 to the following relative of a fund member who dies in the  
39 line of duty:

40 (1) To the surviving spouse.

41 (2) If there is no surviving spouse, to the surviving children (to be  
42 shared equally).



- 1 (3) If there is no surviving spouse and there are no surviving  
 2 children, to the parent or parents in equal shares.
- 3 (c) The benefit provided by this section is in addition to any other  
 4 benefits provided under this chapter.
- 5 SECTION 4. IC 36-8-8-20, AS AMENDED BY P.L.40-2017,  
 6 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 2019]: Sec. 20. (a) As used in this section, "dies in the line of  
 8 duty" has the meaning set forth in section 14.1 of this chapter.
- 9 (b) Benefits paid under this section are subject to section 2.5 of this  
 10 chapter.
- 11 (c) A special death benefit of ~~seventy-five thousand dollars~~  
 12 ~~(\$75,000) for a fund member who dies in the line of duty before~~  
 13 ~~January 1, 1998, and one hundred fifty thousand dollars (\$150,000) for~~  
 14 ~~a fund member who dies in the line of duty after December 31, 1997,~~  
 15 **before July 1, 2019, and two hundred fifty thousand dollars**  
 16 **(\$250,000) for a fund member who dies in the line of duty after**  
 17 **June 30, 2019**, shall be paid in a lump sum by the Indiana public  
 18 retirement system from the special death benefit fund established under  
 19 IC 5-10-9.8 to the following relative of a fund member who dies in the  
 20 line of duty:
- 21 (1) To the surviving spouse.
- 22 (2) If there is no surviving spouse, to the surviving children (to be  
 23 shared equally).
- 24 (3) If there is no surviving spouse and there are no surviving  
 25 children, to the parent or parents in equal shares.
- 26 (d) The benefit provided by this section is in addition to any other  
 27 benefits provided under this chapter.

