

SENATE FLOOR VERSION

February 24, 2020

SENATE BILL NO. 1665

By: Rosino

An Act relating to Firefighters Pension and Retirement System; amending 11 O.S. 2011, Section 49-111, as amended by Section 8, Chapter 364, O.S.L. 2012 (11 O.S. Supp. 2019, Section 49-111), which relates to temporary sickness or disability; correcting improper statutory title reference due to repeal of Title 85; and updating statutory language.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 11 O.S. 2011, Section 49-111, as amended by Section 8, Chapter 364, O.S.L. 2012 (11 O.S. Supp. 2019, Section 49-111), is amended to read as follows:

Section 49-111. A. Whenever any member of the fire department of any municipality, on account of sickness or temporary disability, other than a burn injury, caused or sustained while in the discharge of the member's duty as such member, is unable to perform the member's duties, notwithstanding the workers' compensation provisions of Title ~~85~~ 85A of the Oklahoma Statutes related to temporary disability benefits, the salary shall be paid by the municipality to the member and shall continue while the member is sick or temporarily disabled for a period of not more than six (6)

1 months with the municipality having the option of extending the
2 period for up to an additional six (6) months, not to exceed a total
3 of twelve (12) months, after which period the provisions for
4 disability benefits under the Oklahoma Firefighters Pension and
5 Retirement System shall apply. The salary received by the member
6 under this subsection while the member is sick or temporarily
7 disabled for a period specified in this subsection shall be, or
8 deemed to be, part of the member's actual paid gross salary under
9 the Oklahoma Firefighters Pension and Retirement System.
10 Contributions shall be made on actual paid gross salary paid
11 pursuant to this section.

12 B. Whenever any member of the fire department of any
13 municipality, on account of a burn injury, caused or sustained while
14 in the discharge of the member's duty as such member, is unable to
15 perform the member's duties, notwithstanding the workers'
16 compensation provisions of Title ~~85~~ 85A of the Oklahoma Statutes
17 related to temporary disability benefits, the salary shall be paid
18 by the municipality to the member and shall continue while the
19 member is sick or temporarily disabled for a period of not more than
20 twelve (12) months with the municipality having the option of
21 extending the period for up to an additional six (6) months, not to
22 exceed a total of eighteen (18) months, after which ~~said~~ the period
23 the provisions for disability benefits under the Oklahoma
24 Firefighters Pension and Retirement System shall apply. The salary

1 received by the member under this subsection while the member is
2 sick or temporarily disabled for a period specified in this
3 subsection shall be, or deemed to be, part of the member's actual
4 paid gross salary under the Oklahoma Firefighters Pension and
5 Retirement System. Contributions shall be made on actual paid gross
6 salary paid pursuant to this section.

7 C. Should a member receiving a salary under this section be
8 eligible to receive, and should the salary of the member under this
9 section exceed any temporary disability benefit paid to the member
10 under the workers' compensation provisions of Title ~~85~~ 85A of the
11 Oklahoma Statutes, the member shall transfer such temporary
12 disability benefits under the workers' compensation provisions of
13 Title ~~85~~ 85A of the Oklahoma Statutes to the municipality while the
14 member is sick or temporarily disabled.

15 COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT AND INSURANCE
16 February 24, 2020 - DO PASS
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