



February 20, 2009

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## SENATE BILL No. 266

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DIGEST OF SB 266 (Updated February 18, 2009 12:24 pm - DI 102)

**Citations Affected:** IC 5-10.

**Synopsis:** Public safety chaplain death benefit. Adds certain requirements for a chaplain to qualify for a special death benefit. Provides that chaplains appointed or designated prior to July 1, 2009, are not subject to the additional requirements. (The introduced version of this bill was prepared by the pension management oversight commission.)

**Effective:** July 1, 2009.

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**Kruse, Mishler**

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January 7, 2009, read first time and referred to Committee on Pensions and Labor.  
February 19, 2009, reported favorably — Do Pass.

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SB 266—LS 7162/DI 116+



February 20, 2009

First Regular Session 116th General Assembly (2009)

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 2008 Regular Session of the General Assembly.

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## SENATE BILL No. 266

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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 5-10-10-4.7, AS ADDED BY P.L.115-2008,  
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2009]: Sec. 4.7. (a) As used in this section, "eligible chaplain"  
4 means:

- 5 (1) **for a chaplain appointed or officially designated before**  
6 **July 1, 2009**, an individual who is appointed or officially  
7 designated to serve, with or without compensation, as a chaplain  
8 of any of the following:
- 9 (1) ~~(A)~~ (A) A law enforcement agency (as defined in  
10 IC 4-33-2-11.6).
  - 11 (2) ~~(B)~~ (B) A full-time police department of a political subdivision  
12 (as defined in IC 36-1-2-13).
  - 13 (3) ~~(C)~~ (C) A full-time fire department of a political subdivision  
14 (as defined in IC 36-1-2-13).
  - 15 (4) ~~(D)~~ (D) A volunteer fire department (as defined in  
16 IC 36-8-12-2).
  - 17 (5) ~~(E)~~ (E) A sheriff's department of a county.

SB 266—LS 7162/DI 116+



1           **(2) for a chaplain appointed or officially designated after June**  
2           **30, 2009, an individual who:**  
3           **(A) is appointed or officially designated by a police chief,**  
4           **fire chief, or sheriff to serve, with or without**  
5           **compensation, as a chaplain of a:**  
6           **(i) law enforcement agency (as defined in**  
7           **IC 4-33-2-11.6);**  
8           **(ii) full-time police department of a political subdivision**  
9           **(as defined in IC 36-1-2-13);**  
10           **(iii) full-time fire department of a political subdivision**  
11           **(as defined in IC 36-1-2-13);**  
12           **(iv) volunteer fire department (as defined in**  
13           **IC 36-8-12-2); or**  
14           **(v) sheriff's department of a county;**  
15           **(B) is certified and in good standing with an ecclesiastical**  
16           **body or religious society;**  
17           **(C) is endorsed by an ecclesiastical body or religious**  
18           **society to perform the duties of a chaplain for a law**  
19           **enforcement agency or fire department; and**  
20           **(D) has at least five (5) years experience in pastoral**  
21           **ministry.**  
22           (b) An eligible chaplain who dies as a direct result of personal  
23           injury or illness resulting from the eligible chaplain's performance of  
24           duties as a chaplain for the agency or department that the eligible  
25           chaplain was appointed or officially designated to serve is eligible for  
26           a special death benefit from the fund in the same manner as any other  
27           public safety officer is eligible for a benefit from the fund.

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COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 266, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 266 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 0.

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