

# HOUSE BILL NO. 6064

August 06, 2020, Introduced by Reps. Elder, Hoadley, Brixie, Kuppa, Hood, Ellison, Tyrone Carter, Sneller, Kennedy, Koleszar, Brenda Carter, Sowerby and Rabhi and referred to the Committee on Government Operations.

A bill to amend 2004 PA 46, entitled  
"Public safety officers benefit act,"  
by amending section 2 (MCL 28.632), as amended by 2016 PA 284.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

- 1           Sec. 2. As used in this act:
- 2           (a) "Commission" means the **Michigan** commission on law



1 enforcement standards created under the **Michigan** commission on law  
2 enforcement standards act, 1965 PA 203, MCL 28.601 to  
3 ~~28.616-28.615~~.

4 (b) "Dependent" means any individual who was substantially  
5 reliant for support upon the income of the deceased public safety  
6 officer.

7 (c) "Direct and proximate" means that the antecedent event is  
8 a substantial factor in the result.

9 (d) "Firefighter" means a regularly employed member of a fire  
10 department of a city, county, township, village, state university,  
11 or community college or any authority, district, board, or other  
12 entity created in whole or in part by 1 or more cities, counties,  
13 villages, or townships, or a member of the department of natural  
14 resources who is employed to fight fires. Firefighter includes a  
15 volunteer member of a fire department.

16 (e) "Law enforcement officer" means an individual involved in  
17 crime and juvenile delinquency control or reduction or **in**  
18 enforcement of the criminal law. Law enforcement officer includes  
19 police, corrections, probation, parole, bailiffs, or other similar  
20 court officers.

21 (f) "Line of duty" means either of the following:

22 (i) Any action ~~which~~**that** an officer whose primary function is  
23 crime control or reduction, enforcement of the criminal law, or  
24 suppression of fires is obligated or authorized by rule,  
25 regulations, condition of employment or service, or law to perform,  
26 including those social, ceremonial, or athletic functions to which  
27 the officer is assigned, or for which the officer is compensated,  
28 by the public agency he or she serves. For other officers, line of  
29 duty means any action the officer is so obligated or authorized to



1 perform in the course or controlling or reducing crime, enforcing  
2 the criminal law, or suppressing fires.

3 (ii) Any action ~~which~~**that** an officially recognized or  
4 designated public employee member of a rescue squad or ambulance  
5 crew is obligated or authorized by rule, regulation, condition of  
6 employment or service, or law to perform.

7 (g) "Medical benefit plan" means a plan to provide for the  
8 payment of medical, optical, or dental benefits, including, but not  
9 limited to, hospital and physician services, prescription drugs,  
10 and related benefits.

11 (h) "Member of a rescue squad or ambulance crew" means an  
12 emergency medical technician, a medical first responder, or a  
13 paramedic, as those terms are defined in sections 20904, 20906, and  
14 20908 of the public health code, 1978 PA 368, MCL 333.20904,  
15 333.20906, and 333.20908, or an officially recognized or designated  
16 employee or volunteer member of a rescue squad or ambulance crew.

17 (i) "Permanent and total disability" means medically  
18 determinable consequences of a catastrophic, line-of-duty injury  
19 that permanently prevent a former public safety officer from  
20 performing any gainful work.

21 (j) "Public safety officer" or "officer" means any individual  
22 serving a public agency or any authority, district, board, or other  
23 entity created in whole or in part by 1 or more cities, counties,  
24 villages, or townships, in an official capacity, with or without  
25 compensation, as a law enforcement officer, firefighter, or member  
26 of a rescue squad or ambulance crew.

27 (k) "Surviving spouse" means the ~~husband or wife~~**spouse** of the  
28 deceased officer at the time of the officer's death, and includes a  
29 spouse living apart from the officer at the time of the officer's



1 death for any reason.

2 Enacting section 1. This amendatory act does not take effect  
3 unless Senate Joint Resolution \_\_\_\_\_ or House Joint Resolution T  
4 (request no. 02690'19) of the 100th Legislature becomes a part of  
5 the state constitution of 1963 as provided in section 1 of article  
6 XII of the state constitution of 1963.

