



HOUSE OF REPRESENTATIVES

HB 2074

public safety employees; omnibus

Prime Sponsor: Representative Borrelli, LD 5

DPA Committee on Military Affairs and Public Safety

X Caucus and COW

House Engrossed

OVERVIEW

HB 2074 makes changes to statute relating to the Firefighter, Peace Officer and Corrections Officer Cancer Insurance Policy Program (Program), qualified immunity and the redemption of prior service.

PROVISIONS

1. Provides qualified immunity for an injury caused by a peace officer, if the injury occurred while administering emergency care at the scene of an emergency occurrence, or if the injury occurred as the result of a failure to act or arrange further medical treatment or care.
 - a. Qualified immunity is not provided if the officer intended to cause injury or was grossly negligent.
2. Expands eligibility for the Program to include probation officers, dispatchers and various other members of the Correctional Officer Retirement Plan. ([click here](#))
3. Specifies that the Public Safety Personnel Retirement System (PSPRS) discount rate for the redemption of prior service is to be implemented beginning January 1, 2018.
 - a. Contains a retroactive date of August 2, 2012.
4. Makes technical and conforming changes.

MILITARY AFFAIRS AND PUBLIC SAFETY COMMITTEE AMENDMENT

1. Changes the name of the Program to the Public Safety Cancer Insurance Policy Program.
2. Changes the redemption of service discount rate implementation date to July 1, 2017.

CURRENT LAW

[A.R.S. § 12-820.02](#) outlines various instances in which qualified immunity is provided to a public employee who is acting within the scope of their job and is neither grossly negligent nor intending to cause injury.

[Title 38, Article 3, A.R.S.](#) establishes the Program, which provides supplemental insurance coverage related to cancer and specifies that the Program is voluntary and all members are required to pay the costs of the program. Statute also outlines eligibility requirements for individuals who wish to opt into the program.

[A.R.S. § 38-853.01](#) allows any active PSPRS member to redeem up to 60 months of prior service if certain conditions are met. In order to buy back time, an eligible individual must pay into the system any amounts withdrawn as a refund plus interest and, if any, the additional amount determined by an actuary in order to equal the present value of projected benefits.

