

2009 SESSION

INTRODUCED

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HOUSE BILL NO. 1915

Offered January 14, 2009

Prefiled January 13, 2009

A BILL to amend and reenact § 9.1-403 of the Code of Virginia, relating to the Line of Duty Act; claim for payment; costs.

Patron—Crockett-Stark

Referred to Committee on Appropriations

Be it enacted by the General Assembly of Virginia:

1. That § 9.1-403 of the Code of Virginia is amended and reenacted as follows:

§ 9.1-403. Claim for payment; costs.

A. Every beneficiary, disabled person or his spouse, or dependent of a deceased or disabled person shall present his claim to the chief officer, or his designee, of the appropriate division or department that last employed the deceased or disabled person on forms to be provided by the State Comptroller's office. The chief officer or his designee shall submit a request to the Superintendent of the Department of the State Police, who shall investigate and report upon the circumstances surrounding the deceased or disabled person, calling upon the additional information and services of any other appropriate agents or agencies of the Commonwealth. The Superintendent, or his designee, shall report his findings to the Comptroller within ten business days after completion of the investigation. The Department of State Police shall take action to conduct the investigation as expeditiously as possible. ~~The~~ *Except in the case of an investigation of an employee of a police department or sheriff's office that is a part of or administered by any political subdivision of the Commonwealth, the* Department shall be reimbursed for the cost of investigations conducted pursuant to this section from the appropriate employer that last employed the deceased or disabled employee.

B. Within 10 business days of being notified by an employee, or an employee's representative, that such employee is permanently and totally disabled due to a work-related injury suffered in the line of duty, the agency or department employing the disabled person shall provide him with information about the continued health insurance coverage provided under this act and the process for initiating a claim. The employer shall assist in filing a claim, unless such assistance is waived by the employee or the employee's representative.

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