17100562D **HOUSE BILL NO. 1416** 1 2 Offered January 11, 2017 3 Prefiled October 13, 2016 4 A BILL to amend and reenact § 9.1-402, as it is currently effective and as it shall become effective, of 5 the Code of Virginia, relating to Line of Duty Act; payments to beneficiaries. 6 Patrons-Helsel, Boysko and Kory 7 8 Referred to Committee on Appropriations 9 10 Be it enacted by the General Assembly of Virginia: 1. That § 9.1-402, as it is currently effective and as it shall become effective, of the Code of 11 Virginia is amended and reenacted as follows: 12 \S 9.1-402. (Effective until July 1, 2017) Payments to beneficiaries of certain deceased 13 14 law-enforcement officers, firefighters, etc., and retirees. 15 A. The beneficiary of a deceased person whose death occurred on or before December 31, 2005, 16 while in the line of duty as the direct or proximate result of the performance of his duty shall be entitled to receive the sum of \$75,000, which shall be payable out of the general fund of the state 17 treasury, in gratitude for and in recognition of his sacrifice on behalf of the people of the 18 19 Commonwealth. 20 B. The beneficiary of a deceased person whose death occurred on or after January 1, 2006, while in 21 the line of duty as the direct or proximate result of the performance of his duty shall be entitled to receive the sum of \$100,000 \$125,000, which shall be payable out of the general fund of the state 22 23 treasury, in gratitude for and in recognition of his sacrifice on behalf of the people of the 24 Commonwealth. 25 C. Subject to the provisions of §§ 27-40.1, 27-40.2, 51.1-813, or § 65.2-402, if the deceased person's 26 death (i) arose out of and in the course of his employment or (ii) was within five years from his date of 27 retirement, his beneficiary shall be entitled to receive the sum of \$25,000, which shall be payable out of 28 the general fund of the state treasury. § 9.1-402. (Effective July 1, 2017) Payments to beneficiaries of certain deceased law-enforcement 29 30 officers, firefighters, etc., and retirees. 31 A. The beneficiary of a deceased person whose death occurred on or before December 31, 2005, while in the line of duty as the direct or proximate result of the performance of his duty shall be 32 33 entitled to receive the sum of \$75,000, which shall be paid by the nonparticipating employer or from the 34 Fund on behalf of a participating employer, as applicable, in gratitude for and in recognition of his 35 sacrifice on behalf of the people of the Commonwealth. 36 B. The beneficiary of a deceased person whose death occurred on or after January 1, 2006, while in 37 the line of duty as the direct or proximate result of the performance of his duty shall be entitled to receive the sum of \$100,000 \$125,000, which shall be paid by the nonparticipating employer or from 38 the Fund on behalf of a participating employer, as applicable, in gratitude for and in recognition of his 39 40 sacrifice on behalf of the people of the Commonwealth. 41 C. Subject to the provisions of § 27-40.1, 27-40.2, 51.1-813, or 65.2-402, if the deceased person's death (i) arose out of and in the course of his employment or (ii) was within five years from his date of 42 retirement, his beneficiary shall be entitled to receive the sum of \$25,000, which shall be paid by the 43 nonparticipating employer or from the Fund on behalf of a participating employer, as applicable. 44