

BILL E

LLS NO. 00-0186.01 Gregg Fraser

HOUSE BILL

BY REPRESENTATIVE Mace;
also SENATOR Tebedo.

A BILL FOR AN ACT

101 CONCERNING THE IRREVOCABILITY OF AN ELECTION BY A MEMBER OF THE
102 FIRE AND POLICE PENSION ASSOCIATION TO RECEIVE A DISABILITY
103 BENEFIT OPTION IN LIEU OF A NORMAL ANNUAL DISABILITY
104 BENEFIT.

Bill Summary

"FPPA Disability Benefit Option"

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Police Officers' and Firefighters' Pension Reform Commission.
Specifies that an election by a member of the fire and police pension association to receive an annual total disability benefit option in lieu of the normal annual disability benefit shall be irrevocable.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 31-31-803 (9), Colorado Revised Statutes, is
3 amended to read:

4 **31-31-803. Retirement for disability.** (9) After an election has
5 been made of any of the options provided in PARAGRAPH (b) OF
6 SUBSECTION (1) OR paragraph (a) of subsection (8) of this section, the
7 election shall be irrevocable upon the member cashing the first disability

1 benefit check or sixty days from the date of issuance of the check,
2 whichever occurs first. The member's beneficiary designation shall also
3 be irrevocable at such time unless the member's marital status changes as
4 a result of dissolution of marriage, death of a beneficiary, marriage, or
5 remarriage or in the event of the death of a beneficiary. In such case, the
6 member may designate a new beneficiary; except that, in cases of
7 dissolution of marriage, this subsection (9) shall only apply to any final
8 dissolution of marriage decree of a member entered on or after July 1,
9 1990.

10 **SECTION 2. Effective date.** This act shall take effect at 12:01
11 a.m. on the day following the expiration of the ninety-day period after
12 final adjournment of the general assembly that is allowed for submitting
13 a referendum petition pursuant to article V, section 1 (3) of the state
14 constitution; except that, if a referendum petition is filed against this act
15 or an item, section, or part of this act within such period, then the act,
16 item, section, or part, if approved by the people, shall take effect on the
17 date of the official declaration of the vote thereon by proclamation of the
18 governor.