



Local Board Line of Duty Death Survivor/Guardian





Arizona Revised Statute Reference Public Safety

Public Safety

- A.R.S. 38-842.01 – Tier 3 new hires
- A.R.S. 38-846 – Death Benefits – (D)
- A.R.S. 38-847 – Local boards
- A.R.S. 38-859 – Medical Boards
- A.R.S. 38-870.07 – Death Benefits (DC Plan)

CORP

- A.R.S. 38-881.01 – Tier 3 new hires
- A.R.S. 38-888 – Pension to the surviving spouse of a member
- A.R.S. 38-893 – Local boards
- A.R.S. 38-870.08 – Death Benefits (DC Plan)



Public Safety and CORP

PS

A.R.S. 38-846 (D)

....For the purposes of this subsection, "killed in the line of duty" means the decedent's death was the direct and proximate result of the performance of the decedent's public safety duties and does not include suicide....

CORP

A.R.S. 38-888 (B)

....For the purposes of this subsection, "killed in the line of duty" means the decedent's death was the direct and proximate result of physical injuries incurred in the performance of the decedent's public safety duties and does not include suicide...



Line-of-Duty-Death

- Employer is usually the first to call it a line-of-duty-death
- However, the local board decides all questions of eligibility for line-of-duty-death benefits
- Local board needs documentation to support awarding line-of-duty-death benefits
- Usually, death certificate will suffice
- However, a medical review may be needed



Line-of-Duty-Death (cont.)

- A.R.S. 38-859 (A) (6)
 - A. The purposes of a medical board are to:
 - 6. For the purposes of section 38-846, determine through appropriate medical evidence the proximate cause of death for members who are killed in the line of duty if the death occurs more than one year after the date of injury.
- For more than one year after date of injury for survivor
- Could be receiving a normal retirement or disability retirement
- Local board does need to review



Line-of-Duty-Death Benefits

Can pay survivor/guardian pending local board decision

Tier 1 & Tier 2

- PS - Survivor and child and/or guardian and children
- CORP – Survivor or child (guardian)

Tier 3 - DC

- First 90 days – considered enrolled in DB plan
- Offset of DC plan balance
- Actuarial calculated
- PS - Surviving spouse & child or guardian
- CORP – Survivor or child (guardian)