

### Proposed 2007 Session Legislation

Agency Name:  Agency No:

Priority Number:  Filename:

Short Title:

Agency Contact Person/Phone:

**1. Purpose:**  
 Amend Title 10-Part 1 (Militia) to provide MT National Guard (MTNG) members, while serving on state active duty (SAD), with injury, disability retirement, and death benefits comparable to those that are afforded other public service employees who are engaged in inherently dangerous occupations (ex. highway patrol, police, and firefighters).

**2. Background:**  
 When a MTNG member suffers an injury, illness, or death, while on SAD, they are only afforded benefits under MT workers' comp. MTNG members are state employees when called to SAD and are required to perform dangerous work under hazardous conditions. The legislation recognizes the dangerous nature of SAD and provides comparable protections and benefits to MTNG members, and their families, as those given to other state/public service employees who also risk life and limb to serve the citizens of Montana.

**3. Fiscal Impact by Fund Type:** *This impact should be as specific as possible.*  
 Fiscal impact will be small if the injuries are minor, but substantial if the military member is permanently disabled or killed.

**4. Summary Checklist [Check & complete all that apply]--**

Housekeeping Only   
  Federal Requirement   
  Audit Recommendation (Audit No.)   
  Major Legislation  
 Anticipated to be Controversial Legislation   
  Bill Draft has been included in Legislation Submittal (if available)  
 Supports Submitted EPP Item Number:   
  Local Government Fiscal Impact  
 Increases FTE, or   
 Decreases FTE by

**List FTE amount and program**

Increases Existing Revenue   
 Tax   
 Fee   
 Penalty [amount in #3]  
 Decreases Existing Revenue   
 Tax   
 Fee   
 Penalty [amount in #3]  
 Establishes New Revenue   
 Tax   
 Fee   
 Penalty [amount in #3]

Leg. has been Submitted in Previous Legislative Sessions (list priority no, LC no, or bill no):

Legislation would affect other state agencies (list):

Special Interest Groups Affected (list):

Other: