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State of New Hampshire

DEPARTMENT OF SAFETY
OFFICE OF THE COMMISSIONER
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JOHN J. BARTHELMES
COMMISSIONER

November 1, 2017

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, New Hampshire 03301

Requested Action

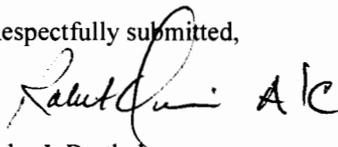
Pursuant to RSA 106-B:18, authorize the Department of Safety, Division of State Police, to restore 28.90 hours of sick leave to a Trooper I who suffered a line of duty injury and was unable to perform his normal or routine duties from September 28, 2016 through October 7, 2016.

Explanation

On September 27, 2016, the Trooper I and his K9 partner responded to the scene of a serious motor vehicle crash following a brief pursuit. Upon arrival, as he ran toward the vehicle fully engulfed in flames, he stepped in a hole and felt a sharp pain in his left foot. The Trooper continued to render aid to the driver, assisting in CPR and first aid. Soon after the incident was stabilized, the Trooper felt the pain in his foot return. After meeting with the physician, he was placed on sick leave for a brief recovery period, resulting in the use of his sick leave. The Trooper was cleared for full duty and returned to work on October 7, 2016.

The Trooper's convalescent time required the use of 28.90 hours of sick leave that we are seeking authorization to have restored to him.

Respectfully submitted,

for: 
John J. Barthelmes
Commissioner of Safety

TITLE VII SHERIFFS, CONSTABLES, AND POLICE OFFICERS

CHAPTER 106-B THE STATE POLICE

Section 106-B:18

106-B:18 Line of Duty Injury. – Any injury, which is due to a hostile or overt act or an act caused by another during the performance of duties which are considered dangerous in nature, received by any state police employee while on assignment, patrol, or duty that requires that the employee be hospitalized or to the extent that the employee is unable to perform normal or routine duties shall not be charged against earned sick leave or annual leave, and during such time the employee shall remain on the payroll. The commissioner of safety shall make the final determination as to whether the injury received is in line of duty and due to a hostile or overt act or an act caused by another during the performance of duties which are considered dangerous in nature, and the commissioner's decision is final, subject to approval of governor and council.

Source. 1965, 209:1. 2001, 291:2, eff. July 1, 2001.