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State of New Hampshire

DEPARTMENT OF SAFETY
 OFFICE OF THE COMMISSIONER
 33 HAZEN DR. CONCORD, NH 03305
 603/271-2791

JOHN J. BARTHELMES
 COMMISSIONER

July 17, 2015

Her Excellency, Governor Margaret Wood Hassan
 and the Honorable Council
 State House
 Concord, NH 03301

Requested Action

Pursuant to RSA 106-B:18, authorize the Department of Safety, Division of State Police, to restore 58.17 hours of annual leave and 105.64 hours of sick leave to Trooper James E. Powers, who suffered a line of duty injury and was unable to perform his normal or routine duties from November 11, 2014 through December 29, 2014.

Explanation

On November 11, 2014, Trooper Powers was patrolling Interstate 93 when he received notification that the Massachusetts State Police were in pursuit of three wanted felons into New Hampshire. The vehicle in question was stopped in the area on Old Bridge Street in Pelham. The driver immediately fled and was pursued by Trooper Powers and a K-9 officer from Massachusetts State Police. K-9 Neko was released and keyed on Trooper Powers, biting his left forearm. Trooper Powers continued to assist with the arrest prior to being transported to the Elliot Hospital. Trooper Powers was placed on sick leave and was eventually cleared for full duty on December 30, 2014. I have determined that Trooper James E. Powers suffered a line of duty injury and was unable to perform his duties for the period of November 11, 2014 through December 29, 2014. This resulted in the use of his sick leave.

Trooper James E. Powers's convalescent time required the use of 58.17 hours of annual leave and 105.64 hours of sick leave that we are seeking authorization to have restored to him.

Respectfully submitted,


 John J. Barthelmes
 Commissioner of Safety

STATE OF NEW HAMPSHIRE
NH Department of Safety
Inter-Department Communication

FROM: Helen Gallien
Payroll Supervisor

DATE: 3/23/15

SUBJECT: Sick Leave Usage

TO: Major Russell S Conte
Division of State Police

James E Powers was out on Workers Compensation for the period of 11/11/14 through 12/29/14.

He utilized 58.17 hours of his Annual leave and 105.64 hours of his Sick leave.

Should you have any further questions, please do not hesitate to contact me.

Thank you.



Helen Gallien

Payroll Supervisor
NH Department of Safety
271-2567

CC: Employee:
Employee file:

HG/kj

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.