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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

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 235.11 hours of sick leave to a Trooper First Class who suffered a line of duty injury and was unable to perform his normal or routine duties from March 11, 2017 through May 14, 2017.

Explanation

On March 11, 2017, a Trooper responded to the scene of a motor vehicle collision. He had exited his cruiser and was conducting an investigation when a passing motor vehicle lost control and struck him. The Trooper was transported by ambulance to Wentworth Douglas Hospital where he was treated, then released and placed on sick leave. The Trooper was unable to return to work due to his injuries, which resulted in the use of his sick leave. He returned to work on May 15, 2017 after being cleared for full duty.

The Trooper's convalescent time required the use of 235.11 hours of sick leave that we are seeking authorization to have restored to him.

Respectfully submitted,

John J. Barthelmes A/c
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.