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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

April 28, 2014

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 9.5 hours of sick leave to Sergeant Michael McQuade, who suffered a line of duty injury and was unable to perform his normal or routine duties from January 2, 2014 through January 3, 2014.

Explanation

While working a winter storm patrol on I-95 on January 2, 2014, Sergeant Michael McQuade's fully marked cruiser was struck causing him to sustain a head laceration, concussion, and lower back pain. As a result, the Sergeant was unable to complete the remainder of his shift as well as being unable to work his following shift. I have determined that Sergeant Michael McQuade suffered a line of duty injury and was unable to perform his duties for the period of January 2, 2014 through January 3, 2014. This resulted in the use of his sick leave.

Sergeant Michael McQuade's convalescent time required the use of 9.5 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: Sharon Smith
Payroll Supervisor

DATE: 4/25/14

SUBJECT: Sick Leave Usage

AT: Payroll Office

TO: Colonel Robert L. Quinn
Division of State Police

Michael J. McQuade was out of work on 1/2/14 for 1.50 hours and on 1/3/14 for 8.00 hours.

He utilized a total of 9.50 hours of Sick leave for this time period as noted on the approved time card.

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

Thank you.



Sharon Smith
Payroll Supervisor
NH Department of Safety
271-2567

CC: Employee:
Employee file:

SS/

STATE OF NEW HAMPSHIRE
Inter-Department Communication

DATE February 19, 2014
FROM Colonel Robert L. Quinn
Director
AT (OFFICE) State Police
Headquarters
SUBJECT Reinstatement of Sick Leave – Sergeant Michael McQuade
TO Commissioner John J. Barthelmes 

Sergeant Michael McQuade is requesting reinstatement of 9.5 hours of sick leave based on a line of duty injury he sustained on February 3, 2014 while working a Winter Storm Patrol on I-95 when his cruiser was stuck which resulted in a head laceration, concussion and lower back pain. Sergeant McQuade utilized workers compensation for the remainder of his shift and for the following shift for a total of 9.5 hours.

I have researched his claim and it is my opinion that his request meets the requirement of 21-l:43-a and recommend that you support his request.

Respectfully submitted,



Colonel Robert L. Quinn
Director

RLQ/aer

Enclosure

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.