



FIRE AND POLICE DISABILITY AND RETIREMENT City of Portland, Oregon



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FPDR ADMINISTRATIVE RULES FOR COVID-19 CLAIMS SUBMITTED BY ACTIVE MEMBERS

In response to the COVID-19 pandemic and the Mayor's declaration of a State of Emergency, the FPDR Director published a policy and proposed the amendment of the FPDR Administrative Rules to address the unique situations our members are facing in today's environment because of the COVID-19 virus.

The FPDR Board has approved the proposed rules with revisions. The approved rules are as follows:

5.7.04 – CLAIM APPROVAL OR DENIAL

(A) Disability Claim applications fall into one of the following five categories:

(New Language)

(5) COVID-19 Claims

- (a) Definition: the term "COVID-19 Exposed Employees" means Active Members of the FPDR Plan who are required by their work to have hands-on contact with members of the public or coworkers.
- (b) For COVID-19 Exposed Employees, the City will treat a diagnosis of COVID-19 as occurring at work, unless clear and convincing evidence indicates that it is not service connected.
- (c) Explanation: Claims filed by COVID-19 Exposed Employees who are diagnosed with COVID-19 will be compensable unless the City shows by clear and convincing evidence that it is not service connected. Such provision of medical benefits and time loss shall be consistent with statute, the FPDR Plan and/or FPDR's administrative rules or Charter.
- (d) For COVID-19 Exposed Employees who have not been diagnosed with COVID-19 but 1) come into contact at work with someone diagnosed with COVID-19, or develop symptoms at work consistent with COVID-19, as defined by the Center for Disease Control (CDC), and 2) the COVID-19 Exposed Employee seeks medical advice within a reasonable time of either known exposure or the development of

symptoms, and then follow through within a reasonable time for testing for COVID-19 if recommended by the medical provider, will receive medical benefits and time loss. Such provision of medical benefits and time loss shall be consistent with statute, the FPDR Plan and/or FPDR's administrative rules or Charter.

(e) Disability benefits will be paid to Active Members who are under a mandatory quarantine ordered under the authority of the Multnomah County Health Officer. Such provision of time loss shall be consistent with statute, the FPDR Plan and/or FPDR's administrative rules or Charter. The FPDR Plan does not permit reimbursement to Members for "room and board" costs incurred to quarantine outside of their home at alternative locations.

(f) These Administrative Rules, 5.7.04 (5) (a) – (e), are effective immediately and will remain in effect until 180 days after any COVID-related State of Emergency declared by the Mayor expires.

Dated: March 18, 2020

Revised: March 30, 2020

FPDR Board of Trustees revised and approved: May 26, 2020

A handwritten signature in black ink, appearing to read 'SH', with a long horizontal flourish extending to the right.

Sam Hutchison, FPDR Director