

# Public Safety Memorial Fund Board Minutes August 12, 2013

The Public Safety Memorial Fund Board held an emergency meeting on Monday, August 12, 2013 at the Oregon Public Safety Academy in Salem, Oregon. Chair Evans called the meeting to order at 10:05 a.m.

## Attendees

Board Members:

Richard Evans, Chair

Colette Peters

Mike Wells

Lisa Settell

Richard Brown

DPSST Staff:

Eriks Gabliks, Director

Todd Anderson, Training Division Director

Linsay Hale, Standards & Certification Program Manager

Sharon Huck, Rules & Compliance Coordinator

Julie Olsen-Fink, Fire Certification Supervisor



## 1. Minutes from July 25, 2013 Meeting

Approve meeting minutes from July 25, 2013.

*Lisa Settell moved to approve the minutes from the July 25, 2013 Public Safety Memorial Fund Board meeting. Colette Peters seconded the motion. The motion carried unanimously.*

## 2. TRADER, Jesse – M-1 Application for Benefits

Linsay Hale reviewed the application for the Board.

**Action Item 1:** Determine if Jesse TRADER meets the statutory definition of a public safety officer covered under the Public Safety Memorial Fund Statute.

*Colette Peters moved that TRADER does meet the definition of a public safety officer covered under the Public Safety Memorial Fund statute. Mike Wells seconded the motion. The motion carried with a unanimous vote.*

**Action Item 2:** Determine if the death of TRADER is a qualifying death as set forth in statute.

*Lisa Settell moved that TRADER's death does meet the definition of a qualifying death as set forth in statute. Mike Wells seconded the motion. The motion carried with a unanimous vote.*

**Action Item 3:** Determine if the Board will award the lump sum benefit in the amount of \$25,000 to Ted Trader, father of TRADER.

*Mike Wells moved to award the lump sum benefit of \$25,000 to Ted Trader, father of TRADER. Lisa Settell seconded the motion. The motion carried with a unanimous vote.*

**3. Next meeting – October 24, 2013**

With no further business to discuss, the meeting was adjourned at 10:15 a.m.

## Appendix A

# Department of Public Safety Standards and Training Memorandum

**DATE:** August 12, 2013

**TO:** Public Safety Memorial Fund Board Members

**FROM:** Linsay Hale  
Standards & Certification Program Manager

**SUBJECT:** Jesse Trader – County Fire & Security  
**APPLICATION FOR PSMF BENEFITS**

**Background:** On August 6, 2013, Jesse Trader was killed in an accident involving a water tender while working on scene at the Big Windy Complex fire in Josephine County, Oregon (ATT C & D.) At the time of his death, Jesse was a volunteer firefighter with County Fire & Security, a private structural fire Department.

An M-1 Application for Benefits was submitted by Jesse’s father, Ted Trader on August 8, 2013 (ATT A.) On August 7, 2013, County Fire & Security filed an M-3 (Notice of Death or Permanent Total Disability) indicating that the actions of Jesse which led to the accident were not a substantial contributing factor to his death and that Jesse was performing regular duties at the time (ATT B.)

**Applicable Law 1:** ORS 243.954(5) defines public safety officer as “... (b) Fire service professionals, as defined in ORS 181.610, and includes volunteer firefighters as defined in ORS 652.050 ...” ORS 181.610 defines fire service professional as “... a paid or volunteer firefighter, an officer or a member of a public or private fire protection agency that is engaged primarily in fire investigation, fire prevention, fire safety, fire control or fire suppression ... Fire service professional does not mean forest fire protection agency personnel.” ORS 656.050 defines volunteer firefighter as “... a person who performs services as a firefighter for a regularly organized fire department and whose work hours and work shifts are voluntary and whose volunteer service is not a condition of employment.”

**Applicable Law 2:** ORS 243.954(6) defines qualifying death or disability as “... death or permanent total disability suffered by a public safety officer while on or off duty that is the direct or proximate result of: (a) An enforcement action or emergency response or public safety training for an enforcement action or emergency response that the public safety officer is authorized or obligated to perform by law, rule, regulation or condition of employment or service; or (b) An act committed against the public safety officer because of the public safety officer’s position as a public safety officer.”

**Applicable Law 3:** ORS 243.956 states “... the Public Safety Memorial Fund Board shall pay a lump sum amount of \$25,000 ... (b) to a family member or parent of a public safety officer who suffered a qualifying death.”

ATTACHMENT A – Form M-1 Application for Benefits – TRADER, submitted August 8, 2013  
ATTACHMENT B – Form M-3 Notice of Death or Permanent Total Disability, County Fire & Security, signed August 7, 2013.  
ATTACHMENT C – Memo, Josephine County Sheriff’s Office, Sheriff G. Gilbertson, submitted August 8, 2013  
ATTACHMENT D – Unofficial Accident Report, Oregon State Police, Sgt. J. Proulx, submitted August 7, 2013

**ACTION ITEM 1:** Determine if Jesse Trader meets the statutory definition of a Public Safety Officer covered under the Public Safety Memorial Fund statute.

**ACTION ITEM 2:** Determine if the death of Jesse Trader was a qualifying death as set forth in statute.

**ACTION ITEM 3:** Determine if the Board will award the lump sum benefit in the amount of \$25,000 to Ted Trader, father of Jesse Trader.