

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

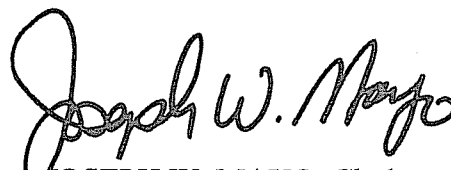
No. 350

H.P. 272

House of Representatives, February 8, 1993

**An Act to Create Equality under the Workers' Compensation Laws for
Volunteer Law Enforcement Officers.**

Reference to the Committee on Labor suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative FARREN of Cherryfield.

Be it enacted by the People of the State of Maine as follows:

2
4 Sec. 1. 39-A MRSA §102, sub-§11, ¶A, as enacted by PL 1991, c.
885, Pt. A, §8 and affected by §§9 to 11, is amended by amending
subparagraph (2) to read:

6
8 (2) Firefighters, including volunteer firefighters who
10 are active members of a volunteer fire association as
12 defined in Title 30-A, section 3151; volunteer
14 emergency medical services persons as defined in Title
16 32, section 83, subsection 12; and police law
18 enforcement officers appointed pursuant to Title 30-A,
20 section 2671, whether compensated or not compensated,
22 are employees within the meaning of this Act. In
24 computing the average weekly wage of an injured
26 volunteer firefighter or volunteer emergency services
28 person, the average weekly wage must be taken to be the
30 earning capacity of the injured employee in the
32 occupation in which the employee is regularly engaged.
34 Employers who hire workers within this State to work
36 outside the State may agree with these workers that the
38 remedies under this Act are exclusive as regards
injuries received outside this State arising out of and
in the course of that employment; and all contracts of
hiring in this State, unless otherwise specified, are
presumed to include such an agreement. Any reference to
an employee who has been injured must, when the
employee is dead, include the employee's legal
representatives, dependents and other persons to whom
compensation may be payable;

STATEMENT OF FACT

34 This bill extends the definition of employee under the Maine
36 Workers' Compensation Act of 1992 to include volunteer law
38 enforcement officers appointed pursuant to Title 30-A, section
2671.