

MAINE STATE LEGISLATURE

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M
R. of S.

L.D. 1435

DATE: 5-19-03

(Filing No. H-452)

LABOR

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1054, L.D. 1435, Bill, "An Act To Clarify Immunity and Workers' Compensation for Search and Rescue Volunteers"

Amend the bill by striking out all of section 2 and inserting in its place the following:

'Sec. 2. 39-A MRSA §102, sub-§11, ¶F is enacted to read:

F. A person certified by the Director of the Maine Emergency Management Agency within the Department of Defense, Veterans and Emergency Management as a qualified search and rescue worker is an employee of the State within the meaning of this Act while that person is performing search and rescue activity at the request of a state, county or local government entity. In computing the average weekly wage of a certified search and rescue worker injured while performing such activity, the average weekly wage must be taken to be the earning capacity of the injured employee in the occupation in which the employee is regularly engaged.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Administration - Maine Emergency Management Agency 0214

Initiative: Appropriates funds for the purchase of workers' compensation coverage for search and rescue workers.

COMMITTEE AMENDMENT

13, 14, 15

COMMITTEE AMENDMENT "A" to H.P. 1054, L.D. 1435

	2003-04	2004-05
2 General Fund		
Personal Services	\$8,000	\$8,000
4 General Fund Total	\$8,000	\$8,000'

6
8

SUMMARY

10 This amendment specifically identifies those individuals who
12 are certified by the Director of the Maine Emergency Management
14 Agency within the Department of Defense, Veterans and Emergency
16 Management as qualified search and rescue workers and makes them
18 employees of the State for purposes of workers' compensation
coverage when they are engaged in search and rescue activity at
the request of a state, county or local government entity. It
also includes the same method of wage calculation applicable to
volunteer firefighters.

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FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT

121st Maine Legislature
Office of Fiscal and Program Review



LD 1435

An Act to Clarify Immunity and Workers' Compensation for Search and Rescue Volunteers

LR 1892(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Labor

Fiscal Note Required: Yes

Fiscal Note

	2003-04	2004-05	Projections 2005-06	Projections 2006-07
Net Cost (Savings)				
General Fund	\$8,000	\$8,000	\$8,000	\$8,000
Appropriations/Allocations				
General Fund	\$8,000	\$8,000	\$8,000	\$8,000

Fiscal Detail and Notes

As amended, this bill includes General Fund appropriations for the Department of Defense, Veterans and Emergency Management for the costs of buying workers compensation coverage for search and rescue workers; the amounts are \$8,000 beginning in fiscal year 2003-04.