

STATE OF MAINE

—  
IN THE YEAR OF OUR LORD  
TWO THOUSAND AND FIFTEEN

—  
S.P. 59 - L.D. 125

**An Act Extending Workers' Compensation Benefits to Certain Employees of  
the Office of the State Fire Marshal Who Contract Cancer**

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

**Sec. 1. 39-A MRSA §328-B, sub-§1, ¶¶B and C**, as enacted by PL 2009, c. 408, §1, are amended to read:

B. "Employed" means to be employed as an active duty firefighter or by the Office of the State Fire Marshal or to be an active member of a volunteer fire association with no compensation other than injury and death benefits.

C. "Firefighter" means a member of a municipal fire department or volunteer fire association whose duties include the extinguishment of fires or an investigator or sergeant in the Office of the State Fire Marshal.

**Sec. 2. 39-A MRSA §328-B, sub-§6**, as enacted by PL 2009, c. 408, §1, is amended to read:

**6. Length of service.** In order to qualify for the presumption under subsection 2, the firefighter must have been employed as a firefighter for 5 years and except for an investigator or sergeant in the Office of the State Fire Marshal, regularly responded to firefighting or emergency calls.

**Sec. 3. 39-A MRSA §328-B, sub-§8** is enacted to read:

**8. Safety equipment for investigators and sergeants in the Office of the State Fire Marshal.** In order to qualify for the presumption under subsection 2, an investigator or sergeant in the Office of the State Fire Marshal must represent that the investigator or sergeant used protective equipment in compliance with the policies of the Office of the State Fire Marshal in effect during the course of the investigator's or sergeant's employment.