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LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

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**STATE OF MAINE
SENATE
126TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 71, L.D. 235, Bill, “An Act To Improve Insurance Coverage for Volunteer First Responders”

Amend the bill by striking out the title and substituting the following:

'An Act To Improve Insurance Coverage for First Responders'

Amend the bill in section 1 by striking out all of subsection 7 (page 1, lines 3 to 13 in L.D.) and inserting the following:

7. Injury to firefighter or emergency medical services person. There is a rebuttable presumption that a personal injury to a paid or volunteer firefighter or a paid or volunteer emergency medical services person considered an employee within the meaning of this Act that occurs once the firefighter or emergency medical services person receives notice of a fire or emergency and is on a public way in the process of responding to the fire or emergency is considered to arise out of and in the course of employment and is compensable under this Act.'

SUMMARY

This amendment, which is the minority report of the Joint Standing Committee on Labor, Commerce, Research and Economic Development, creates a rebuttable presumption, in place of the absolute right created by the bill regarding personal injuries that are compensable under the Maine Workers' Compensation Act of 1992, and applies the rebuttable presumption to paid firefighters and emergency medical services persons as well as volunteers, but limits the application of the rebuttable presumption to an injury that occurs after the firefighter or emergency medical services person is on a public way responding to a call.

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT