



128th MAINE LEGISLATURE

LD 67

LR 203(01)

An Act To Improve Insurance Coverage for First Responders Answering a Call to Duty

Preliminary Fiscal Impact Statement for Original Bill

Sponsor: Rep. Devin of Newcastle

Committee: Labor, Commerce, Research and Economic Development

Fiscal Note Required: Yes

Preliminary Fiscal Impact Statement

Potential State Mandate - Unfunded

State Mandates

Required Activity	Unit Affected	Local Cost
Shifting the burden of proof from a firefighter or emergency medical services person to the municipality that an injury sustained by the claimant after receiving notification of a fire or emergency did not arise out of and in the course of employment may represent a modification or expansion of a municipal activity.	Municipality	Significant statewide

The required local activities in this bill may represent a state mandate pursuant to the Constitution of Maine. If the bill does require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue, the state mandate provisions of the Constitution of Maine require either: (1) General Fund appropriations be provided to fund at least 90% of any additional necessitated local costs of the mandate; or (2) a Mandate Preamble be added to the bill and two-thirds of the members of each House vote to exempt the mandate from the funding requirement. If the bill does represent a state mandate and neither one of these actions occurs, the local units of government will not be required to implement the mandated activities.

Fiscal Detail and Notes

This legislation will increase costs to local governments in the form of both higher premiums for workers' compensation insurance and increased legal costs. The impact to individual municipalities will depend on actual experience.