



Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

**SENATE, No. 338**

---

**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

---

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

**Sponsored by:**

**Senator BERNARD F. KENNY, JR.**

**District 33 (Hudson)**

**Senator DIANE ALLEN**

**District 7 (Burlington and Camden)**

**SYNOPSIS**

Exempts emergency volunteers from the 7-day waiting period for workers' compensation.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT exempting certain emergency volunteers from the 7-day  
2 waiting period for workers' compensation and amending R.S.34:15-  
3 14 and R.S.34:15-75.

4

5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7

8 1. R.S.34:15-14 is amended to read as follows:

9 34:15-14. **[No] Except as provided pursuant to R.S.34:15-75, no**  
10 compensation other than medical aid shall accrue and be payable until  
11 the employee has been disabled 7 days, whether the days of disability  
12 immediately follow the accident, or whether they be consecutive or  
13 not. These days shall be termed the waiting period. The day that the  
14 employee is unable to continue at work by reason of his accident,  
15 whether it be the day of the accident or later, shall count as one whole  
16 day of the waiting period. Should the total period of disability extend  
17 beyond 7 days, additional compensation shall at once become payable  
18 covering the above prescribed waiting period.

19 (cf: P.L.1966, c.126, s.3)

20

21 2. R.S. 34:15-75 is amended to read as follows:

22 34:15-75. Compensation for injury and death, either or both, of any  
23 volunteer fireman, county fire marshal, assistant county fire marshal,  
24 volunteer first aid or rescue squad worker, volunteer driver of any  
25 municipally-owned or operated ambulance, forest fire warden or forest  
26 fire fighter employed by the State of New Jersey, member of a board  
27 of education, special reserve or auxiliary policeman doing volunteer  
28 public police duty under the control or supervision of any commission,  
29 council or any other governing body of any municipality, emergency  
30 management volunteer doing emergency management service, or any  
31 volunteer worker for the Division of Parks and Forestry, the Division  
32 of Fish, Game and Wildlife, the New Jersey Natural Lands Trust or the  
33 New Jersey Historic Trust, shall **[be] :**

34 a. Be based upon a weekly salary or compensation conclusively  
35 presumed to be received by such person in an amount sufficient to  
36 entitle him, or, in the event of his death, his dependents, to receive the  
37 maximum compensation by this chapter authorized; and

38 b. Not be subject to the seven day waiting period provided in  
39 R.S.34:15-14.

40 (cf: P.L.1997, c.199, s.3)

41

42 3. This act shall take effect immediately.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

1 STATEMENT

2  
3 This bill exempts volunteer firefighters, first aid or rescue squad  
4 workers, and other specified emergency volunteers, fire fighters  
5 employed by the State, school board members and volunteer workers  
6 for the Division of Parks and Forestry, the Division of Fish, Game and  
7 Wildlife, the New Jersey Natural Lands Trust or the New Jersey  
8 Historic Trust from the seven-day waiting period for workers'  
9 compensation imposed on other injured workers by R.S.34:15-14.  
10 Under the current law, no worker may receive compensation for an  
11 injury unless the employee is disabled for more than seven days, and  
12 compensation becomes payable for the first seven days only if the  
13 period of disability extends beyond seven days. The bill would permit  
14 the payment of compensation for injuries for emergency volunteers and  
15 these others even if the period of disability is seven days or less.

SENATE COMMERCE COMMITTEE

STATEMENT TO

**SENATE, No. 338**

**STATE OF NEW JERSEY**

DATED: MARCH 8, 2001

The Senate Commerce Committee reports favorably Senate Bill No. 338.

This bill exempts volunteer firefighters, first aid or rescue squad workers, and other specified emergency volunteers, fire fighters employed by the State, school board members and volunteer workers for the Division of Parks and Forestry, the Division of Fish and Wildlife, the New Jersey Natural Lands Trust or the New Jersey Historic Trust from the seven-day waiting period for workers' compensation imposed on other injured workers by R.S.34:15-14. Under the current law, no worker may receive compensation for an injury unless the employee is disabled for more than seven days, and compensation becomes payable for the first seven days only if the period of disability extends beyond seven days. The bill would permit the payment of compensation for injuries for emergency volunteers and these others even if the period of disability is seven days or less.

This bill was pre-filed for introduction in the 2000 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

ASSEMBLY LABOR COMMITTEE

STATEMENT TO

**SENATE, No. 338**

**STATE OF NEW JERSEY**

DATED: DECEMBER 13, 2001

The Assembly Labor Committee reports favorably Senate Bill No. 338.

This bill exempts volunteer firefighters, first aid or rescue squad workers, and other specified emergency volunteers, fire fighters employed by the State, school board members and volunteer workers for the Division of Parks and Forestry, the Division of Fish, Game and Wildlife, the New Jersey Natural Lands Trust or the New Jersey Historic Trust from the seven-day waiting period for workers' compensation imposed on other injured workers by R.S.34:15-14. Under the current law, no worker may receive compensation for an injury unless the employee is disabled for more than seven days, and compensation becomes payable for the first seven days only if the period of disability extends beyond seven days. The bill would permit the payment of compensation for injuries for emergency volunteers and these others even if the period of disability is seven days or less.

# SENATE, No. 338

## STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

**Sponsored by:**

**Senator BERNARD F. KENNY, JR.**

**District 33 (Hudson)**

**Senator DIANE ALLEN**

**District 7 (Burlington and Camden)**

**Co-Sponsored by:**

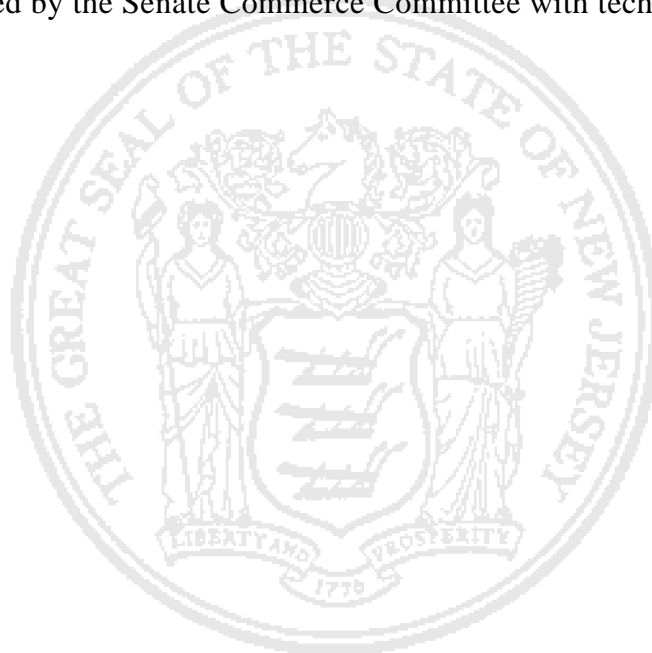
**Assemblymen Geist, Guear and Assemblywoman Greenstein**

**SYNOPSIS**

Exempts emergency volunteers from the 7-day waiting period for workers' compensation.

**CURRENT VERSION OF TEXT**

As reported by the Senate Commerce Committee with technical review.



**(Sponsorship Updated As Of: 1/4/2002)**



S338 KENNY, ALLEN

2

1 AN ACT exempting certain emergency volunteers from the 7-day  
2 waiting period for workers' compensation and amending R.S.34:15-  
3 14 and R.S.34:15-75.

4

5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7

8 1. R.S.34:15-14 is amended to read as follows:

9 34:15-14. **[No]** Except as provided pursuant to R.S.34:15-75, no  
10 compensation other than medical aid shall accrue and be payable until  
11 the employee has been disabled 7 days, whether the days of disability  
12 immediately follow the accident, or whether they be consecutive or  
13 not. These days shall be termed the waiting period. The day that the  
14 employee is unable to continue at work by reason of his accident,  
15 whether it be the day of the accident or later, shall count as one whole  
16 day of the waiting period. Should the total period of disability extend  
17 beyond 7 days, additional compensation shall at once become payable  
18 covering the above prescribed waiting period.

19 (cf: P.L.1966, c.126, s.3)

20

21 2. R.S. 34:15-75 is amended to read as follows:

22 34:15-75. Compensation for injury and death, either or both, of any  
23 volunteer fireman, county fire marshal, assistant county fire marshal,  
24 volunteer first aid or rescue squad worker, volunteer driver of any  
25 municipally-owned or operated ambulance, forest fire warden or forest  
26 fire fighter employed by the State of New Jersey, member of a board  
27 of education, special reserve or auxiliary policeman doing volunteer  
28 public police duty under the control or supervision of any commission,  
29 council or any other governing body of any municipality, emergency  
30 management volunteer doing emergency management service, or any  
31 volunteer worker for the Division of Parks and Forestry, the Division  
32 of Fish[, Game] and Wildlife, the New Jersey Natural Lands Trust or  
33 the New Jersey Historic Trust, shall **[be]** :

34 a. Be based upon a weekly salary or compensation conclusively  
35 presumed to be received by such person in an amount sufficient to  
36 entitle him, or, in the event of his death, his dependents, to receive the  
37 maximum compensation by this chapter authorized; and

38 b. Not be subject to the seven-day waiting period provided in  
39 R.S.34:15-14.

40 (cf: P.L.1997, c.199, s.3)

41

42 3. This act shall take effect immediately.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

# ASSEMBLY, No. 4014

## STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED DECEMBER 6, 2001

**Sponsored by:**

**Assemblyman GEORGE F. GEIST**  
**District 4 (Camden and Gloucester)**  
**Assemblyman GARY L. GUEAR, SR.**  
**District 14 (Mercer and Middlesex)**

**Co-Sponsored by:**

**Assemblywoman Greenstein**

**SYNOPSIS**

Exempts emergency volunteers from the 7-day waiting period for workers' compensation.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/4/2002)**

A4014 GEIST, GUEAR

2

1 AN ACT exempting certain emergency volunteers from the 7-day  
2 waiting period for workers' compensation and amending R.S.34:15-  
3 14 and R.S.34:15-75.

4

5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7

8 1. R.S.34:15-14 is amended to read as follows:

9 34:15-14. **[No]** Except as provided pursuant to R.S.34:15-75, no  
10 compensation other than medical aid shall accrue and be payable until  
11 the employee has been disabled 7 days, whether the days of disability  
12 immediately follow the accident, or whether they be consecutive or  
13 not. These days shall be termed the waiting period. The day that the  
14 employee is unable to continue at work by reason of his accident,  
15 whether it be the day of the accident or later, shall count as one whole  
16 day of the waiting period. Should the total period of disability extend  
17 beyond 7 days, additional compensation shall at once become payable  
18 covering the above prescribed waiting period.

19 (cf: P.L.1966, c.126, s.3)

20

21 2. R.S. 34:15-75 is amended to read as follows:

22 34:15-75. Compensation for injury and death, either or both, of any  
23 volunteer fireman, county fire marshal, assistant county fire marshal,  
24 volunteer first aid or rescue squad worker, volunteer driver of any  
25 municipally-owned or operated ambulance, forest fire warden or forest  
26 fire fighter employed by the State of New Jersey, member of a board  
27 of education, special reserve or auxiliary policeman doing volunteer  
28 public police duty under the control or supervision of any commission,  
29 council or any other governing body of any municipality, emergency  
30 management volunteer doing emergency management service, or any  
31 volunteer worker for the Division of Parks and Forestry, the Division  
32 of Fish[, Game] and Wildlife, the New Jersey Natural Lands Trust or  
33 the New Jersey Historic Trust, shall **[be]** :

34 a. Be based upon a weekly salary or compensation conclusively  
35 presumed to be received by such person in an amount sufficient to  
36 entitle him, or, in the event of his death, his dependents, to receive the  
37 maximum compensation by this chapter authorized; and

38 b. Not be subject to the seven-day waiting period provided in  
39 R.S.34:15-14.

40 (cf: P.L.1997, c.199, s.3)

41

42 3. This act shall take effect immediately.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15

STATEMENT

This bill exempts volunteer firefighters, first aid or rescue squad workers, and other specified emergency volunteers, fire fighters employed by the State, school board members and volunteer workers for the Division of Parks and Forestry, the Division of Fish and Wildlife, the New Jersey Natural Lands Trust or the New Jersey Historic Trust from the seven-day waiting period for workers' compensation imposed on other injured workers by R.S.34:15-14. Under the current law, no worker may receive compensation for an injury unless the employee is disabled for more than seven days, and compensation becomes payable for the first seven days only if the period of disability extends beyond seven days. The bill would permit the payment of compensation for injuries for emergency volunteers and these others even if the period of disability is seven days or less.

ASSEMBLY LABOR COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 4014**

**STATE OF NEW JERSEY**

DATED: DECEMBER 13, 2001

The Assembly Labor Committee reports favorably Assembly, No. 4014.

This bill exempts volunteer firefighters, first aid or rescue squad workers, and other specified emergency volunteers, fire fighters employed by the State, school board members and volunteer workers for the Division of Parks and Forestry, the Division of Fish and Wildlife, the New Jersey Natural Lands Trust or the New Jersey Historic Trust from the seven-day waiting period for workers' compensation imposed on other injured workers by R.S.34:15-14. Under the current law, no worker may receive compensation for an injury unless the employee is disabled for more than seven days, and compensation becomes payable for the first seven days only if the period of disability extends beyond seven days. The bill would permit the payment of compensation for injuries for emergency volunteers and these others even if the period of disability is seven days or less.

**LEGISLATIVE FISCAL ESTIMATE**  
**ASSEMBLY, No. 4014**  
**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

DATED: JANUARY 17, 2002

**SUMMARY**

**Synopsis:** Exempts emergency volunteers from the 7-day waiting period for workers' compensation.

**Type of Impact:** No additional State cost

**Agencies Affected:** Department of Labor, Division of Workers' Compensation

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Cost</b>		No additional cost	

- ! The Department of Labor informally indicates that it is unknown at this time how many individuals would be impacted by this bill.
- ! The Department of Labor informally indicates that there will be no additional cost to the State with the exemption of emergency volunteers from the 7-day waiting period for workers' compensation.

**BILL DESCRIPTION**

Assembly Bill No. 4014 of 2001 exempts volunteer firefighters, first aid or rescue squad workers, and other specified emergency volunteers, fire fighters employed by the State, school board members and volunteer workers for the Division of Parks and Forestry, the Division of Fish and Wildlife, the New Jersey Natural Lands Trust or the New Jersey Historic Trust from the seven-day waiting period for workers' compensation imposed on other injured workers by R.S.34:15-14. Under the current law, no worker may receive compensation for an injury unless the employee is disabled for more than seven days, and compensation becomes payable for the first seven days only if the period of disability extends beyond seven days. The bill would permit the payment of compensation for injuries for emergency volunteers and these others if the period of disability is seven days or less.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The Office of Legislative Services (OLS) estimates that there will be no additional costs to the State under the provisions of the bill. The Department of Labor informally indicates that there would be no impact to the State, since workers' compensation payments are made through self-insured agencies. There are currently no statistics available from the Department of Labor concerning the number of individuals who would be impacted by the bill.

Section: *Commerce, Labor and Industry*

Analyst: *Sonya Hough*  
*Assistant Fiscal Analyst*

Approved: *Alan R. Kooney*  
*Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67.

P.L. 2001, CHAPTER 328, *approved January 5, 2002*  
Senate, No. 338

1 **AN ACT** exempting certain emergency volunteers from the 7-day  
2 waiting period for workers' compensation and amending R.S.34:15-  
3 14 and R.S.34:15-75.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. R.S.34:15-14 is amended to read as follows:

9 34:15-14. **[No]** Except as provided pursuant to R.S.34:15-75, no  
10 compensation other than medical aid shall accrue and be payable until  
11 the employee has been disabled 7 days, whether the days of disability  
12 immediately follow the accident, or whether they be consecutive or  
13 not. These days shall be termed the waiting period. The day that the  
14 employee is unable to continue at work by reason of his accident,  
15 whether it be the day of the accident or later, shall count as one whole  
16 day of the waiting period. Should the total period of disability extend  
17 beyond 7 days, additional compensation shall at once become payable  
18 covering the above prescribed waiting period.

19 (cf: P.L.1966, c.126, s.3)

20

21 2. R.S. 34:15-75 is amended to read as follows:

22 34:15-75. Compensation for injury and death, either or both, of any  
23 volunteer fireman, county fire marshal, assistant county fire marshal,  
24 volunteer first aid or rescue squad worker, volunteer driver of any  
25 municipally-owned or operated ambulance, forest fire warden or forest  
26 fire fighter employed by the State of New Jersey, member of a board  
27 of education, special reserve or auxiliary policeman doing volunteer  
28 public police duty under the control or supervision of any commission,  
29 council or any other governing body of any municipality, emergency  
30 management volunteer doing emergency management service, or any  
31 volunteer worker for the Division of Parks and Forestry, the Division  
32 of Fish[, Game] and Wildlife, the New Jersey Natural Lands Trust or  
33 the New Jersey Historic Trust, shall **[be]** :

34 a. Be based upon a weekly salary or compensation conclusively  
35 presumed to be received by such person in an amount sufficient to  
36 entitle him, or, in the event of his death, his dependents, to receive the  
37 maximum compensation by this chapter authorized; and

38 b. Not be subject to the seven-day waiting period provided in  
39 R.S.34:15-14.

40 (cf: P.L.1997, c.199, s.3)

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**



1       3. This act shall take effect immediately.

2

3

4

5

6 Exempts emergency volunteers from the 7-day waiting period for  
7 workers' compensation.

## CHAPTER 328

AN ACT exempting certain emergency volunteers from the 7-day waiting period for workers' compensation and amending R.S.34:15-14 and R.S.34:15-75.

**BE IT ENACTED** *by the Senate and General Assembly of the State of New Jersey:*

1. R.S.34:15-14 is amended to read as follows:

Waiting period.

34:15-14. Except as provided pursuant to R.S.34:15-75, no compensation other than medical aid shall accrue and be payable until the employee has been disabled seven days, whether the days of disability immediately follow the accident, or whether they be consecutive or not. These days shall be termed the waiting period. The day that the employee is unable to continue at work by reason of his accident, whether it be the day of the accident or later, shall count as one whole day of the waiting period. Should the total period of disability extend beyond seven days, additional compensation shall at once become payable covering the above prescribed waiting period.

2. R.S.34:15-75 is amended to read as follows:

Compensation for injury, death provided for certain volunteers.

34:15-75. Compensation for injury and death, either or both, of any volunteer fireman, county fire marshal, assistant county fire marshal, volunteer first aid or rescue squad worker, volunteer driver of any municipally-owned or operated ambulance, forest fire warden or forest fire fighter employed by the State of New Jersey, member of a board of education, special reserve or auxiliary policeman doing volunteer public police duty under the control or supervision of any commission, council or any other governing body of any municipality, emergency management volunteer doing emergency management service, or any volunteer worker for the Division of Parks and Forestry, the Division of Fish and Wildlife, the New Jersey Natural Lands Trust or the New Jersey Historic Trust, shall:

- a. Be based upon a weekly salary or compensation conclusively presumed to be received by such person in an amount sufficient to entitle him, or, in the event of his death, his dependents, to receive the maximum compensation by this chapter authorized; and
- b. Not be subject to the seven-day waiting period provided in R.S.34:15-14.

3. This act shall take effect immediately.

Approved January 5, 2002.