

34:15-43

LEGISLATIVE HISTORY CHECKLIST
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(Workers compensation--emergency
management services)

NJSA: 34:15-43

LAWS OF: 1995 CHAPTER: 383

BILL NO: S180

SPONSOR(S): Kyrillos

DATE INTRODUCED: Pre-filed

COMMITTEE: ASSEMBLY: Labor

SENATE: Commerce

AMENDED DURING PASSAGE: Yes Amendments during passage
First reprint enacted denoted by superscript numbers

DATE OF PASSAGE: ASSEMBLY: January 4, 1996

SENATE: February 9, 1995

DATE OF APPROVAL: January 10, 1996

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: Yes

FISCAL NOTE: Estimate Yes

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

See newspaper clipping--~~attached~~:
Workers Compensation bill sent to governor," 1-5-96, Atlantic City Press.

KBP:pp

P.L.1995, CHAPTER 383, *approved January 10, 1996*1994 Senate No. 180 (*First Reprint*)

1 **AN ACT** to provide workers' compensation coverage for
 2 emergency management volunteers and amending R.S.34:15-43,
 3 R.S.34:15-74, R.S.34:15-75, R.S.34:15-76, N.J.S.59:1-3, and
 4 P.L.1952, c.12.

5

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

8 1. R.S.34:15-43 is amended to read as follows:

9 34:15-43. Every officer, appointed or elected, and every
 10 employee of the State, county, municipality or any board or
 11 commission, or any other governing body, including boards of
 12 education, and governing bodies of service districts, individuals
 13 who are under the general supervision of the Palisades Interstate
 14 Park Commission and who work in that part of the Palisades
 15 Interstate Park which is located in this State, and also each and
 16 every member of a volunteer fire company doing public fire duty
 17 and also each and every active volunteer, first aid or rescue
 18 squad worker, including each and every authorized worker who is
 19 not a member of the volunteer fire company within which the
 20 first aid or rescue squad may have been created, doing public
 21 first aid or rescue duty under the control or supervision of any
 22 commission, council, or any other governing body of any
 23 municipality, any board of fire commissioners of such
 24 municipality or of any fire district within the State, or of the
 25 board of managers of any State institution, every county fire
 26 marshal and assistant county fire marshal [and], every special,
 27 reserve or auxiliary policeman doing volunteer public police duty
 28 under the control or supervision of any commission, council or
 29 any other governing body of any municipality and every
 30 emergency management volunteer doing emergency management
 31 service for the State, who may be injured in line of duty shall be
 32 compensated under and by virtue of the provisions of this article
 33 and article 2 of this chapter (R.S.34:15-7 et seq.). No former
 34 employee who has been retired on pension by reason of injury or
 35 disability shall be entitled under this section to compensation for
 36 such injury or disability; provided, however, that such employee,
 37 despite retirement, shall, nevertheless, be entitled to the
 38 medical, surgical and other treatment and hospital services as set
 39 forth in R.S.34:15-15.

40 Benefits available under this section to emergency
 41 management volunteers shall not be paid to any claimant who has
 42 another single source of injury or death benefits that provides the

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:
 1 Senate floor amendments adopted June 13, 1994.

1 claimant with an amount of compensation that exceeds the
2 compensation available to the claimant under R.S. 34:15-1 et seq.

3 As used in this section, the terms "doing public fire duty" and
4 "who may be injured in line of duty," as applied to members of
5 volunteer fire companies, county fire marshals or assistant
6 county fire marshals, and the term "doing public first aid or
7 rescue duty," as applied to active volunteer first aid or rescue
8 squad workers, shall be deemed to include participation in any
9 authorized construction, installation, alteration, maintenance or
10 repair work upon the premises, apparatus or other equipment
11 owned or used by the fire company or the first aid or rescue
12 squad, participant in any authorized public drill, showing,
13 exhibition, fund raising activity or parade, and to include also the
14 rendering of assistance in case of fire and, when authorized, in
15 connection with other events affecting the public health or
16 safety, in any political subdivision or territory of another [State]
17 state of the United States or on property ceded to the federal
18 government while such assistance is being rendered and while
19 going to and returning from the place in which it is rendered.

20 Also, as used in this section, "doing public police duty" and
21 "who may be injured in line of duty" as applied to special, reserve
22 or auxiliary policemen, shall be deemed to include participation
23 in any authorized public drill, showing, exhibition or parade, and
24 to include also the rendering of assistance in connection with
25 other events affecting the public health or safety in the
26 municipality, and also, when authorized, in connection with any
27 such events in any political subdivision or territory of this or any
28 other [State] state of the United States or on property ceded to
29 the federal government while such assistance is being rendered
30 and while going to and returning from the place in which it is
31 rendered.

32 As used in this section, the terms "doing emergency
33 management service" and "who may be injured in the line of
34 duty" as applied to emergency management volunteers mean
35 participation in any activities authorized ¹[in accordance with
36 regulations and orders of the State Director of Emergency
37 Management pursuant to Executive Order No. 101 of 1980 or the
38 principal emergency management officer of the State as
39 designated by the Governor through executive order] pursuant to
40 P.L. 1942, c. 251 (C.App. A:9-33 et seq.)¹, except that the terms
41 shall not include activities engaged in by a member of an
42 emergency management agency of the United States Government
43 or of another state, whether pursuant to a mutual aid compact or
44 otherwise.

45 Every member of a volunteer fire company shall be deemed to
46 be doing public fire duty under the control or supervision of any
47 such commission, council, governing body board of fire
48 commissioners or fire district or board of managers of any State
49 institution within the meaning of this section, if such control or
50 supervision is provided for by statute or by rule or regulation of
51 the board of managers or the superintendent of such State
52 institution, or if the fire company of which he is a member
53 receives contributions from, or a substantial part of its expenses
54 or equipment are paid for by, the municipality, or board of fire

1 commissioners of the fire district or if such fire company has
2 been or hereafter shall be designated by ordinance as the fire
3 department of the municipality.

4 Every active volunteer, first aid or rescue squad worker,
5 including every authorized worker who is not a member of the
6 volunteer fire company within which the first aid or rescue squad
7 may have been created, shall be deemed to be doing public first
8 aid or rescue duty under the control or supervision of any such
9 commission, council, governing body, board of fire commissioners
10 or fire district within the meaning of this section if such control
11 or supervision is provided for by statute, or if the first aid or
12 rescue squad of which he is a member or authorized worker
13 receives or is eligible to receive contributions from, or a
14 substantial part of its expenses or equipment are paid for by, the
15 municipality, or board of fire commissioners of the fire district,
16 or if such first aid or rescue squad has been or hereafter shall be
17 designated by ordinance as the first aid or rescue squad of the
18 municipality.

19 As used in this section and in [section] R.S.34:15-74 [of this
20 chapter], the term "authorized worker" shall mean and include, in
21 addition to an active volunteer fireman and an active volunteer
22 first aid or rescue squad worker, any person performing any
23 public fire duty or public first aid or rescue squad duty, as the
24 same are defined in this section, at the request of the chief or
25 acting chief of a fire company or the president or person in
26 charge of a first aid or rescue squad for the time being.

27 Nothing herein contained shall be construed as affecting or
28 changing in any way the provisions of any statute providing for
29 sick, disability, vacation or other leave for public employees or
30 any provision of any retirement or pension fund provided by law.
31 (cf: P.L.1987, c.259, s.3)

32 2. R.S.35:15-74 is amended to read as follows:

33 34:15-74. Except as otherwise provided in this section, the
34 governing body of every municipality and the committee of every
35 fire district shall provide compensation insurance for special,
36 reserve or auxiliary policemen doing volunteer public police duty,
37 for volunteer firemen doing public fire duty and volunteer first
38 aid and emergency squad workers doing public first aid and rescue
39 duty under the control or supervision of any commission, council
40 or other governing body of the municipality or any board of fire
41 commissioners of such municipality or of any fire district, and
42 the board of chosen freeholders shall provide compensation
43 insurance for county fire marshals and assistant county fire
44 marshals, within the meaning of [section] R.S.34:15-43 [of this
45 chapter]. Such insurance shall provide compensation for every
46 special, reserve or auxiliary policeman, and for every such
47 fireman or authorized first aid or rescue squad worker or county
48 fire marshal or assistant county fire marshal who shall be a
49 member of any first aid or rescue squad created within the fire
50 company of which he is a member or authorized first aid or
51 rescue squad worker, or composed of members and authorized
52 first aid or rescue squad workers of different fire companies in
53 the same municipality for injuries received while acting in
54 response to any call made upon such squad, for first aid or rescue
55 work, whether such call be made because of a fire or otherwise.

1 The provisions of this section shall not require the governing
2 body of any municipality or the committee of any fire district
3 which contributes to the support of a volunteer fire company or
4 volunteer first aid or rescue squad serving said municipality or
5 district but located, or its headquarters maintained, without said
6 municipality or district to provide compensation insurance for the
7 members of said company or squad who are covered by
8 compensation insurance carried by the municipality or district
9 within which said company or squad is located, or its
10 headquarters maintained, whenever evidence of such insurance
11 coverage is supplied to or otherwise obtained by said governing
12 body or committee, nor shall the provisions of this section require
13 the governing body of any municipality or the committee of any
14 fire district to provide compensation insurance whenever
15 evidence that a fire company has obtained its own insurance
16 coverage is provided to the governing body or committee.

17 Except as otherwise provided by this section, the governing
18 body of a municipality or county shall provide compensation
19 insurance for each emergency management volunteer registered
20 with and doing emergency management service on behalf of that
21 municipality or county ¹[in accordance with regulations and
22 orders of the State Director of Emergency Management] pursuant
23 to P.L.1942, c.251 (C.App. A:9-33 et seq.)¹, unless the governing
24 body provides workers' compensation coverage for each
25 emergency management volunteer and has evidence of such
26 coverage or the governing body has received or obtained proof
27 that workers' compensation insurance coverage for each
28 emergency management volunteer is provided by an emergency
29 management council.

30 The provisions of this section shall not require the governing
31 body of a municipality to pay for compensation insurance or make
32 reimbursement of any portion of the expense of medical, surgical
33 or hospital treatment for an emergency management volunteer, if
34 that insurance or reimbursement is being furnished by the United
35 States Government or any agent thereof.

36 (cf: P.L.1978, c.145, s.2)

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

38 34:15-75. Compensation for injury and death, either or both,
39 of any volunteer fireman, county marshal, assistant county
40 fire marshal, volunteer first aid or rescue squad worker,
41 volunteer driver of any municipally-owned or operated
42 ambulance, [or of any] forest fire warden or forest fire fighter
43 employed by the State of New Jersey, [or of any] member of a
44 board of education, [or of any] special reserve or auxiliary
45 policeman doing volunteer public police duty under the control or
46 supervision of any commission, council or any other governing
47 body of any municipality, or emergency management volunteer
48 doing emergency management service, shall be based upon a
49 weekly salary or compensation conclusively presumed to be
50 received by such person in an amount sufficient to entitle him,
51 or, in the event of his death, his dependents, to receive the
52 maximum compensation by this chapter authorized.

53 (cf: P.L.1978, c.145, s.3)

54 4. N.J.S.59:1-3 is amended to read as follows:

55 59:1-3. Definitions. As used in this subtitle:

1 "Employee" includes an officer, employee, or servant, whether
2 or not compensated or part-time, who is authorized to perform
3 any act or service; provided, however, that the term does not
4 include an independent contractor.

5 "Employment" includes office; position; employment; or
6 service, under the supervision of the Palisades Interstate Park
7 Commission, in a volunteer program in that part of the Palisades
8 Interstate Park located in New Jersey, or as an emergency
9 management volunteer.

10 "Enactment" includes a constitutional provision, statute,
11 executive order, ordinance, resolution or regulation.

12 "Injury" means death, injury to a person, damage to or loss of
13 property or any other injury that a person may suffer that would
14 be actionable if inflicted by a private person.

15 "Law" includes enactments and also the decisional law
16 applicable within this State as determined and declared from
17 time to time by the courts of this State and of the United States.

18 "Public employee" means an employee of a public entity and
19 includes a person participating, under the supervision of the
20 Palisades Interstate Park Commission, in a volunteer program in
21 that part of the Palisades Interstate Park located in New Jersey.

22 "Public entity" includes the State, and any county,
23 municipality, district, public authority, public agency, and any
24 other political subdivision or public body in the State.

25 "State" shall mean the State and any office, department,
26 division, bureau, board, commission or agency of the State, but
27 shall not include any such entity which is statutorily authorized,
28 to sue and be sued. "State" also means the Palisades Interstate
29 Park Commission, but only with respect to employees, property
30 and activities within the State of New Jersey.

31 "Statute" means an act adopted by the Legislature of this
32 State or by the Congress of the United States.

33 (cf: P.L.1987, c.259, s.5)

34 5. R.S.34:15-76 is amended to read as follows:

35 34:15-76. All payments of compensation to volunteer firemen,
36 county fire marshals, assistant county fire marshals, volunteer
37 first aid or rescue squad workers, volunteer drivers of any
38 municipally-owned or operated ambulance, [or] special, reserve
39 or auxiliary [policeman] policemen doing volunteer public police
40 duty under the control or supervision of any commission, council
41 or any other governing body of any municipality, or emergency
42 management volunteers doing emergency management service,
43 shall be governed by and be subject to the provisions of this
44 chapter. The premiums therefor shall be paid from the tax levy,
45 and the insurance shall protect such persons from loss by reason
46 of injury or death suffered while engaged in the performance of
47 duty.

48 (cf: P.L.1978, c.145, s.4)

49 6. Section 2 of P.L.1952, c.12 (C.App. A:9-57.2) is amended to
50 read as follows:

51 2. Benefits, as provided in this act, shall be furnished to a civil
52 defense volunteer for injury, as defined herein, arising before the
53 effective date of P.L. , c. (pending before the Legislature as
54 this bill), either within or without this State, provided[.];

1 (a) The injury is proximately caused by authorized civil defense
2 service, and

3 (b) The injury is not caused by the gross negligence or
4 intoxication of the injured civil defense volunteer, and

5 (c) The injury is not intentionally self-inflicted and is not due
6 to willful exposure to radiation or to noxious gases or to germ
7 warfare, and

8 (d) Medical treatment or hospital care is undergone by the civil
9 defense volunteer because of the injury within 30 days of the date
10 of injury, where objective symptoms are immediate, or within
11 five months after the date when the civil defense volunteer shall
12 have ceased to be subject to exposure to radiation or to noxious
13 gases or to germ warfare, if the treatment or hospital care is
14 required because of such exposure which did not produce
15 objective symptoms immediately. This subsection shall not apply
16 if death occurs immediately.

17 Claims for disability, death, medical and hospital benefits for
18 civil defense volunteers, all of whom have been renamed
19 "emergency management volunteers" by Executive Order No. 101
20 of 1980, which arise on or after the effective date of P.L. , c.
21 (pending before the Legislature as this bill), shall be filed with
22 and determined by the Division of Workers' Compensation in the
23 Department of Labor in accordance with the provisions of
24 articles 1, 2, 3, and 4 of chapter 15 of Title 34 of the Revised
25 Statutes.

26 (cf: P.L.1952, c.12, s.2)

27 7. Section 15 of P.L.1952, c.12 (C.App. A:9-57.15) is amended
28 to read as follows:

29 15. There is hereby created a fund which shall be known as the
30 special fund for civil defense volunteers to provide for the
31 payment of weekly benefits for total disability, expenses of
32 medical and hospital care and death benefits under this act and
33 the expenses of administration. Such fund shall consist of any
34 moneys appropriated therefor or credited thereto including any
35 financial contributions received from the United States
36 Government for such purposes. The State Treasurer shall be the
37 custodian of this special fund. The State Treasurer may deposit
38 any portion of the fund not needed for immediate use, in the
39 manner and subject to all the provisions of law respecting the
40 deposit of State funds by him. Interest earned by such portion of
41 the fund deposited by the State Treasurer shall be collected by
42 him and placed to the credit of the fund.

43 Any moneys remaining in the fund after satisfaction of each of
44 the claims for injuries occurring before the effective date of
45 P.L. , c. (pending before the Legislature as this bill) and
46 payable under this section shall be deposited in the General Fund.

47 (cf: P.L.1952, c.12, s.15)

48 8. Section 16 of P.L.1952, c.12 (C.App. A:9-57.16) is amended
49 to read as follows:

50 16. Funds credited to the special fund for the purposes of this
51 act may be used to effect insurance or reinsurance with the war
52 damage corporation or with any other authority or
53 instrumentality, public or private, or otherwise to distribute the
54 liability for benefits payable to those civil defense volunteers

1 whose benefits, in accordance with P.L. , c. (pending before
2 the Legislature as this bill), are payable from the special fund.
3 (cf: P.L.1952, c.12, s.16)

4 9. Section 17 of P.L.1952, c.12 (C.App. A:9-57.17) is amended
5 to read as follows:

6 17. The special fund for civil defense volunteers created by
7 this act shall be the sole and exclusive source for the payment of
8 benefits provided by this act for civil defense volunteers who
9 were injured before the effective date of P.L. , c. (pending
10 before the Legislature as this bill).

11 (cf: P.L.1952, c.12, s.17)

12 10. This act shall take effect 30 days after enactment.
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16 _____
17 Provides workers' compensation coverage for emergency
18 management volunteers.

1 whose benefits, in accordance with P.L. , c. (pending before
2 the Legislature as this bill), are payable from the special fund.
3 (cf: P.L.1952, c.12, s.16)

4 9 Section 17 of P.L.1952, c.12 (C.App. A:9-57.17) is amended
5 to read as follows:

6 17. The special fund for civil defense volunteers created by
7 this act shall be the sole and exclusive source for the payment of
8 benefits provided by this act for civil defense volunteers who
9 were injured before the effective date of P.L. , c. (pending
10 before the Legislature as this bill).

11 (cf: P.L.1952, c.12, s.17)

12 10. This act shall take effect 30 days after enactment.

14 STATEMENT

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17 This bill extends the coverage of the workers' compensation
18 law, R.S.34:15-1 et seq., and the "New Jersey Tort Claims Act,"
19 N.J.S.59:1-1 et seq., to emergency management volunteers who
20 provide emergency management services to public entities.

21 The workers' compensation coverage provided under the bill
22 applies to any emergency management volunteer doing
23 emergency management service as authorized by a local
24 emergency management council in accordance with regulations
25 and orders of the principal emergency management officer of the
26 State, but not including activities engaged in by a member of an
27 emergency management agency of the federal government or
28 another state.

29 To provide coverage under the workers' compensation law for
30 emergency management volunteers, the bill requires the local
31 governmental entity which authorizes the volunteer's activity to
32 provide workers' compensation insurance to the emergency
33 management volunteer.

34 The bill provides that these emergency management volunteers
35 will be entitled to the maximum level of compensation authorized
36 by the workers' compensation law. In addition, the bill provides
37 that benefits shall not be paid to any claimant who has another
38 single source of injury or death benefits that provides the
39 claimant with an amount of compensation that exceeds the
40 compensation available to the claimant under the workers'
41 compensation law.

42 The bill provides that all injury or death claims made by
43 emergency management volunteers for injuries arising after its
44 effective date will be covered under the workers' compensation
45 law, instead of being covered by the special fund for civil defense
46 volunteers which will be phased out, and the remaining moneys in
47 the special fund will be transferred to the General Fund.

48 Finally, the bill brings these emergency management
49 volunteers under the provisions of the "New Jersey Tort Claims
50 Act." This will limit the liability of these volunteers during their
51 period of voluntary service to the liability established for regular
52 services performed by an employee of a public entity covered by
53 the "New Jersey Tort Claims Act."

S180

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3 Provides workers' compensation coverage for emergency

4 management volunteers.

D

ASSEMBLY LABOR, BUSINESS AND
INDUSTRY COMMITTEE

STATEMENT TO

[FIRST REPRINT]

SENATE, No. 180

STATE OF NEW JERSEY

DATED: MAY 8, 1995

The Assembly Labor, Business and Industry Committee reports favorably Senate Bill No. 180 [1R].

This bill extends the coverage of the workers' compensation law, R.S.34:15-1 et seq., and the "New Jersey Tort Claims Act," N.J.S.59:1-1 et seq., to emergency management volunteers who provide emergency management services to public entities.

The workers' compensation coverage provided under the bill applies to any emergency management volunteer doing emergency management service as authorized by a local emergency management council in accordance with regulations and orders of the principal emergency management officer of the State, but not including activities engaged in by a member of an emergency management agency of the federal government or another state.

To provide coverage under the workers' compensation law for emergency management volunteers, the bill requires the local governmental entity which authorizes the volunteer's activity to provide workers' compensation insurance to the emergency management volunteer.

The bill provides that these emergency management volunteers will be entitled to the maximum level of compensation authorized by the workers' compensation law. In addition, the bill provides that benefits shall not be paid to any claimant who has another single source of injury or death benefits that provides the claimant with an amount of compensation that exceeds the compensation available to the claimant under the workers' compensation law.

The bill provides that all injury or death claims made by emergency management volunteers for injuries arising after its effective date will be covered under the workers' compensation law, instead of being covered by the special fund for civil defense volunteers which will be phased out, and the remaining moneys in the special fund will be transferred to the General Fund.

Finally, the bill brings these emergency management volunteers under the provisions of the "New Jersey Tort Claims Act." This will limit the liability of these volunteers during their period of voluntary service to the liability established for regular services performed by an employee of a public entity covered by the "New Jersey Tort Claims Act."

SENATE COMMERCE COMMITTEE

STATEMENT TO

SENATE, No. 180

STATE OF NEW JERSEY

DATED: MAY 12, 1994

The Senate Commerce Committee reports favorably Senate, No. 180.

This bill extends the coverage of the workers' compensation law, R.S.34:15-1 et seq., and the "New Jersey Tort Claims Act," N.J.S.59:1-1 et seq., to emergency management volunteers who provide emergency management services to public entities.

The workers' compensation coverage provided under the bill applies to any emergency management volunteer doing emergency management service as authorized by a local emergency management council in accordance with regulations and orders of the principal emergency management officer of the State, but not including activities engaged in by a member of an emergency management agency of the federal government or another state.

To provide coverage under the workers' compensation law for emergency management volunteers, the bill requires the local governmental entity which authorizes the volunteer's activity to provide workers' compensation insurance to the emergency management volunteer.

The bill provides that these emergency management volunteers will be entitled to the maximum level of compensation authorized by the workers' compensation law. In addition, the bill provides that benefits shall not be paid to any claimant who has another single source of injury or death benefits that provides the claimant with an amount of compensation that exceeds the compensation available to the claimant under the workers' compensation law.

The bill provides that all injury or death claims made by emergency management volunteers for injuries arising after its effective date will be covered under the workers' compensation law, instead of being covered by the special fund for civil defense volunteers which will be phased out, and the remaining moneys in the special fund will be transferred to the General Fund.

Finally, the bill brings these emergency management volunteers under the provisions of the "New Jersey Tort Claims Act." This will limit the liability of these volunteers during their period of voluntary service to the liability established for regular services performed by an employee of a public entity covered by the "New Jersey Tort Claims Act."

This bill was pre-filed for introduction in the 1994 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

LEGISLATIVE FISCAL ESTIMATE TO

(FIRST REPRINT)

SENATE, No. 180

STATE OF NEW JERSEY

DATED: July 12, 1994

Senate Bill No. 180 (1R) of 1994 extends the coverage of the State's workers' compensation law, R.S.34:15-1 et seq., and the "New Jersey Tort Claims Act," N.J.S.59:1-1 et seq., to emergency management volunteers who provide emergency management services to public entities.

The workers' compensation coverage provided under the bill applies to any emergency management volunteer doing emergency management service pursuant to P.L. 1942, c.251, the law that authorizes the Governor to adopt emergency rules and regulations to deal with disaster situations. The bill requires the local governmental entity which authorizes the volunteer's activity to pay for and provide this coverage.

The bill also provides that emergency management volunteers be entitled to the maximum level of compensation authorized by the workers' compensation law. However, such benefits would not be paid to any claimant who has another single source of injury or death benefits that pays more than is provided under the workers' compensation law.

The Office of Legislative Services estimates that the bill's enactment would result in higher workers' compensation premium costs for municipalities and counties who are not self-insured for this type of coverage. Since these cost increases would vary from municipality to municipality due to disparities in premium rates and other factors unique to each jurisdiction, an average estimate of such increases cannot be readily calculated. With respect to self-insured jurisdictions, any increase in benefits payments would be directly related to the frequency and type of emergency incidence that may occur, the number of volunteers involved, and the number of volunteers who have alternate sources of injury coverage that would supercede workers' compensation coverage under the bill.

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.