



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 125

S.P. 59

In Senate, January 22, 2015

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

Reference to the Committee on Labor, Commerce, Research and Economic Development suggested and ordered printed.

A handwritten signature in cursive script, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator DIAMOND of Cumberland.
Cosponsored by Representative MAREAN of Hollis and
Senators: BAKER of Sagadahoc, DUTREMBLE of York, GERZOFSKY of Cumberland,
MILLETT of Cumberland, ROSEN of Hancock, Representatives: LONG of Sherman,
POWERS of Naples.

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

2 **Sec. 1. 39-A MRSA §328-B, sub-§1, ¶¶B and C**, as enacted by PL 2009, c.
3 408, §1, are amended to read:

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

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

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

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

16 **SUMMARY**

17 This bill amends the law allowing for workers' compensation benefits for firefighters
18 who contract cancer by including in the definition of firefighters investigators and
19 sergeants employed by the Office of the State Fire Marshal.