



**Senate Fiscal Agency**  
P. O. Box 30036  
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BILL ANALYSIS



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House Bill 5536 (Substitute S-1 as reported)  
Sponsor: Representative Walter J. DeLange  
House Committee: Human Resources and Labor  
Senate Committee: Human Resources, Labor and Veterans Affairs

### **CONTENT**

The bill would amend the Worker's Disability Compensation Act to provide that, if a member of an organization that was recognized as an emergency rescue team by one or more Michigan counties, cities, villages, or townships were employed as a police officer, fire fighter, emergency medical technician, or ambulance driver by the State, or a county, city, village, or township and were injured in the normal scope of duties as a member of the emergency rescue team, including training, but excluding "activation", he or she would be considered to be engaged in the performance of his or her normal duties for the public employer. If the member were not so employed, and were injured in the normal scope of duties as a member of the emergency rescue team, he or she would be considered to be an employee of the team.

For purposes of securing the payment of compensation under the Act, on activation, each member of the team would be considered to be covered by a workers' compensation policy obtained by the team unless the employer of a team member agreed in writing to provide coverage for that member under its policy. Members of an emergency rescue team would be considered to be receiving from the team the State average weekly wage at the time of injury, as last determined under the Act, for the purpose of calculating the weekly rate of compensation. If the member's average weekly wage were greater than the State average weekly wage at the time of the injury, however, the member's weekly rate of compensation would have to be determined based on his or her average weekly wage.

"Activation" would mean a request by the emergency management coordinator appointed under the Emergency Management Act made of, and accepted by, an emergency rescue team.

MCL 418.161

Legislative Analyst: P. Affholter

### **FISCAL IMPACT**

The bill would have no fiscal impact on State or local government.

Date Completed: 11-12-96

Fiscal Analyst: M. Tyszkiewicz

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.