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 DATE PREPARED: January 22, 2010
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LB 373

Revision: 02

Revised due to amendments adopted through 1-19-10

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

| ESTIMATE OF FISCAL IMPACT – STATE AGENCIES * | | | | |
|---|---------------------|----------------|---------------------|----------------|
| | FY 2010-11 | | FY 2011-12 | |
| | EXPENDITURES | REVENUE | EXPENDITURES | REVENUE |
| GENERAL FUNDS | | | | |
| CASH FUNDS | | | | |
| FEDERAL FUNDS | | | | |
| OTHER FUNDS | | | | |
| TOTAL FUNDS | | | | |

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

LB373 lengthens the timeline for rebuttable presumption in the death or disability of a paid firefighter or police officer of any city as a result of hypertension or heart or respiratory defect or disease, to after separation of employment if the death or disability occurs within 3 months.

LB373 relates to the death or disability of a paid firefighter or firefighter-paramedic of a municipality or a rural or suburban fire protection district. LB373 provides that if a firefighter suffers death or disability as a result of a blood-borne infectious disease, tuberculosis, meningococcal meningitis, or methicillin-resistant Staphylococcus aureus and, evidence demonstrates that (a) the firefighter successfully passed entry physical exam and (b) the firefighter was engaged in service of the department within 10 years before the onset of the disease, then this would be prima facie evidence that the death or disability was caused from injuries while in the line of duty for purposes of a firefighter's pension or disability plan. In addition, LB373 provides that prima facie evidence shall extend to death or disability as a result of cancer, a blood-borne infectious disease, tuberculosis, meningococcal meningitis, or methicillin-resistant Staphylococcus aureus after, separation of employment if the death or disability occurs within 3 months.

Both the cities of Lincoln and Omaha indicate a significant cost as a result of the changes. Lincoln indicates that increasing the timelines will have the impact of increasing the number of duty related deaths and disabilities. A duty related death or disability increases the pension plan's liability compared to a regular pension. The cost cannot be estimated.