

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **SB 222** SLS 17RS 462  
 Bill Text Version: **ORIGINAL**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> April 17, 2017 4:49 PM	<b>Author:</b> ERDEY
<b>Dept./Agy.:</b> Risk Management	<b>Analyst:</b> Willis Brewer
<b>Subject:</b> Provides benefits for firemen and law enforcement officers	

PUBLIC EMPLOYEES OR INCREASE GF EX See Note Page 1 of 1

Provides benefits for firemen and law enforcement officers with permanent and total disability resulting from a catastrophic injury sustained in the line of duty. (gov sig)

Proposed law provides that the Self Insurance Fund fund shall also be used to pay law enforcement officers' and firemen's disability benefits that are determined to be permanently and totally disabled as the direct and proximate result of a catastrophic injury arising out of and in the course of the performance of their official duties.

Proposed law provides for premiums due from the officer for the amount and type of life, health, accident, accidental death and dismemberment, hospital, surgical and medical expense insurance maintained by the officer through the officer's employer at the time of the catastrophic injury shall be paid by the state risk manager out of the Self-Insurance Fund, from the date of the catastrophic injury until the officer's death and that the premiums paid are in addition to any other benefit or income due to the injured officer.

<b>EXPENDITURES</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

The proposed law will increase the Office of Risk Management (ORM) operational and other charges expenditures and is anticipated to increase state general fund expenditures (via the Self-insurance fund) by an indeterminable amount. The legislation will provide benefits for firemen and law enforcement officers with permanent and total disability resulting from a catastrophic injury sustained in the line of duty. The proposed law will require ORM to pay premiums that were paid by the officer's employer (fire/law enforcement entities including local municipalities) at the time of the catastrophic injury from ORM's Self-Insurance Fund. Therefore, the local fire/law enforcement entities expenditures are anticipated to decrease.

ORM administers the state's risk management program and ORM's self-insurance fund does not collect premiums for these type of benefits. ORM makes payments on behalf of participants (the "insured") in the state risk management program out of the Self-Insurance Fund, which consists of the premiums collected from the insured. According to ORM, almost all (99%) of law enforcement/fire entities in the State are not ORM covered entities for workman's compensation coverage and approximately 350 non-State law enforcement offices and 555 fire departments utilize numerous insurance providers with varying insurance product offerings.

Under present law (RS 40:1665(C) and 40:1665.2(C)), cases where a fireman or police officer dies in the line of duty the beneficiaries are entitled to payments out of the Self-Insurance fund (RS 39:1533). According to ORM, these payments made to law enforcement officers and firemen are from an independent, designated appropriation specifically for that purpose. This appropriation is contained in the Self-Insurance fund, but it is not funded by the payment of premiums. Any additional payments as a result of the proposed legislation will require an additional state general fund appropriation; however, this increase in SGF is indeterminable at this time because sufficient data is not readily available. There is no centralized database that maintains the number of officers with catastrophic injuries as defined in this legislation.

This legislation will require ORM to administer, review, evaluate, monitor, and pay these benefits on a monthly basis. ORM anticipates it will need two new positions to perform these additional duties including a Risk Adjuster I position (\$55,000, salaries and benefits) and an Accountant I position (\$58,000, salaries and benefits) at a total cost of \$113,000. The funding ORM receives from state agencies for administering the state's self-insurance program can only be used for those purposes. Therefore, SGF will be needed by ORM for these additional duties.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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