

Department of Planning and Budget 2012 Fiscal Impact Statement

1. Bill Number: SB 328

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Carrico

3. Committee: Commerce and Labor

4. Title: Workers' Compensation; occupational disease presumptions; law-enforcement officers certified to process clandestine drug laboratories

5. Summary: The bill would establish a presumption that any respiratory disease or pancreatic, prostate, rectal, throat, ovarian, or breast cancer causing the death of, or any health condition or impairment resulting in total or partial disability of, any sworn law-enforcement officer who was certified to process clandestine drug laboratories is an occupational disease suffered in the line of duty. The presumption (i) may be overcome by a preponderance of competent evidence to the contrary and (ii) only applies if the affected officer underwent a physical examination in accordance with his employer's mandated written safety and health program.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Indeterminate.

8. Fiscal Implications: Because the Commonwealth's Workers' Compensation Program premiums are experience-based, the impacted agencies would be responsible for any increased costs for claims as a result of this legislation. (In recent years agencies have received additional funding to cover 50 percent of any increase in general fund costs for Workers' Compensation Program premiums.) However, the Department of Human Resource Management does not have any data related to this and thus DPB cannot estimate any fiscal impact associated with the bill with precision.

9. Specific Agency or Political Subdivisions Affected: Department of Human Resource Management.

10. Technical Amendment Necessary: No.

11. Other Comments: None.

Date: 1/18/2012

Document: G:\Legislative Session\2012\Fiscal Impact Statements\SB328.DOC
c: Secretary of Administration