

HOUSE BILL 1051

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By: ~~Delegates Cluster, Aumann, Boteler, Bromwell, DeBoy, Frank, Impallaria, Kach, Lafferty, Malone, McDonough, Minnick, Morhaim, Stein, Szeliga, and Weir~~ Baltimore County Delegation

Introduced and read first time: February 6, 2014

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 2014

CHAPTER _____

1 AN ACT concerning

2 **Workers' Compensation – Baltimore County Deputy Sheriff**

3 FOR the purpose of providing for enhanced workers' compensation benefits for a
4 deputy sheriff in Baltimore County for a compensable permanent partial
5 disability of less than a certain number of weeks; providing for the application
6 of this Act; and generally relating to workers' compensation benefits for deputy
7 sheriffs in Baltimore County.

8 BY repealing and reenacting, with amendments,
9 Article – Labor and Employment
10 Section 9–628(a)
11 Annotated Code of Maryland
12 (2008 Replacement Volume and 2013 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article – Labor and Employment
15 Section 9–628(h) and 9–629
16 Annotated Code of Maryland
17 (2008 Replacement Volume and 2013 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **Article – Labor and Employment**

2 9–628.

3 (a) In this section, “public safety employee” means:

4 (1) a firefighter, fire fighting instructor, or paramedic employed by:

5 (i) a municipal corporation;

6 (ii) a county;

7 (iii) the State;

8 (iv) the State Airport Authority; or

9 (v) a fire control district;

10 (2) a volunteer firefighter or volunteer ambulance, rescue, or advanced
11 life support worker who is a covered employee under § 9–234 of this title and who
12 provides volunteer fire or rescue services to:

13 (i) a municipal corporation;

14 (ii) a county;

15 (iii) the State;

16 (iv) the State Airport Authority; or

17 (v) a fire control district;

18 (3) a police officer employed by:

19 (i) a municipal corporation;

20 (ii) a county;

21 (iii) the State;

22 (iv) the State Airport Authority;

23 (v) the Maryland–National Capital Park and Planning
24 Commission; or

25 (vi) the Washington Metropolitan Area Transit Authority;

1 (4) a Prince George’s County deputy sheriff or correctional officer;

2 (5) a Montgomery County deputy sheriff or correctional officer;

3 (6) an Allegany County deputy sheriff;

4 (7) a Howard County deputy sheriff, but only when the deputy sheriff
5 is performing law enforcement duties expressly requested, defined, and authorized in
6 accordance with a written memorandum of understanding executed between the
7 Howard County Sheriff and other law enforcement agencies; [or]

8 (8) an Anne Arundel County deputy sheriff; OR

9 (9) A BALTIMORE COUNTY DEPUTY SHERIFF.

10 (h) If a public safety employee is awarded compensation for less than 75
11 weeks, the employer or its insurer shall pay the public safety employee compensation
12 at the rate set for an award of compensation for a period greater than or equal to 75
13 weeks but less than 250 weeks under § 9–629 of this subtitle.

14 9–629.

15 If a covered employee is awarded compensation for a period equal to or greater
16 than 75 weeks but less than 250 weeks, the employer or its insurer shall pay the
17 covered employee weekly compensation that equals two-thirds of the average weekly
18 wage of the covered employee but does not exceed one-third of the State average
19 weekly wage.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
21 construed to apply only prospectively and may not be applied or interpreted to have
22 any effect on or application to any claims arising before the effective date of this Act.

23 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.