

# 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**

Introduced and read first time: February 6, 2014

Assigned to: Economic Matters

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## A BILL ENTITLED

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:

20 **Article – Labor and Employment**

21 9–628.

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

2 (i) a municipal corporation;

3 (ii) a county;

4 (iii) the State;

5 (iv) the State Airport Authority; or

6 (v) a fire control district;

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

10 (i) a municipal corporation;

11 (ii) a county;

12 (iii) the State;

13 (iv) the State Airport Authority; or

14 (v) a fire control district;

15 (3) a police officer employed by:

16 (i) a municipal corporation;

17 (ii) a county;

18 (iii) the State;

19 (iv) the State Airport Authority;

20 (v) the Maryland–National Capital Park and Planning  
21 Commission; or

22 (vi) the Washington Metropolitan Area Transit Authority;

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

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

25 (6) an Allegany County deputy sheriff;

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

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

6           **(9) A BALTIMORE COUNTY DEPUTY SHERIFF.**

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

11 9-629.

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

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

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