

# SENATE BILL 160

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CF HB 233

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By: **The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Guzzone, Hershey, Hough, Jennings, Peters, Salling, Simonaire, ~~and West West~~, and Benson**

Introduced and read first time: January 21, 2019

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 19, 2019

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Workers' Compensation – Medical Presumptions**

3 FOR the purpose of altering the types of cancer that are considered occupational diseases  
4 suffered in the line of duty and are compensable in a certain manner; and generally  
5 relating to the occupational disease presumption for cancers under the workers'  
6 compensation law.

7 BY repealing and reenacting, with amendments,  
8 Article – Labor and Employment  
9 Section 9–503(c)  
10 Annotated Code of Maryland  
11 (2016 Replacement Volume and 2018 Supplement)

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

14 **Article – Labor and Employment**

15 9–503.

16 (c) A paid firefighter, paid firefighting instructor, paid rescue squad member,  
17 paid advanced life support unit member, or a sworn member of the Office of the State Fire  
18 Marshal employed by an airport authority, a county, a fire control district, a municipality,

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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 or the State or a volunteer firefighter, volunteer fire fighting instructor, volunteer rescue  
 2 squad member, or volunteer advanced life support unit member who is a covered employee  
 3 under § 9–234 of this title is presumed to be suffering from an occupational disease that  
 4 was suffered in the line of duty and is compensable under this title if the individual:

5 (1) has leukemia or prostate, rectal, throat, multiple myeloma,  
 6 non–Hodgkin’s lymphoma, brain, testicular, **BLADDER, KIDNEY OR RENAL CELL**, or  
 7 breast cancer that is caused by contact with a toxic substance that the individual has  
 8 encountered in the line of duty;

9 (2) has completed at least 10 years of service as a firefighter, firefighting  
 10 instructor, rescue squad member, or advanced life support unit member or in a combination  
 11 of those jobs in the department where the individual currently is employed or serves;

12 (3) is unable to perform the normal duties of a firefighter, firefighting  
 13 instructor, rescue squad member, or advanced life support unit member in the department  
 14 where the individual currently is employed or serves because of the cancer or leukemia  
 15 disability; and

16 (4) in the case of a volunteer firefighter, volunteer fire fighting instructor,  
 17 volunteer rescue squad member, or volunteer advanced life support unit member, has met  
 18 a suitable standard of physical examination before becoming a firefighter, firefighting  
 19 instructor, rescue squad member, or advanced life support unit member.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 21 October 1, 2019.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.