
By: **Delegates Nathan-Pulliam, Frush, Kagan, Opara, DeCarlo, Benson,
Jones, Holt, and McIntosh**

Introduced and read first time: February 6, 1998

Assigned to: Appropriations

Committee Report: Favorable

House action: Adopted

Read second time: March 28, 1998

CHAPTER _____

1 AN ACT concerning

2 **State Personnel - Disaster Service Leave**

3 FOR the purpose of altering the circumstances under which a State employee may be
4 entitled to disaster service leave with pay by repealing the requirement that the
5 disaster during which services are performed must occur in this State or a state
6 that is contiguous to this State; and generally relating to disaster service leave
7 for State employees.

8 BY repealing and reenacting, with amendments,
9 Article - State Personnel and Pensions
10 Section 9-1102
11 Annotated Code of Maryland
12 (1997 Replacement Volume)

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

15 **Article - State Personnel and Pensions**

16 9-1102.

17 (a) This section applies to all employees, including temporary employees, of all
18 units in the Executive, Judicial, and Legislative Branches of State government,
19 including any unit with an independent personnel system.

20 (b) On request, an employee subject to this section may be entitled to disaster
21 service leave with pay if:

1 (1) the employee is certified by the American Red Cross as a disaster
2 service volunteer; and

3 (2) the American Red Cross requests the services of the employee during
4 a disaster that[:

5 (i) occurs in the State or a state that is contiguous to the State; and

6 (ii)] is designated at Level II or above in the regulations and
7 procedures of the National Office of the American Red Cross.

8 (c) An employee may use up to 15 days of disaster service leave in any
9 12-month period only after obtaining approval from the employee's appointing
10 authority.

11 (d) For purposes of workers' compensation and the Maryland Tort Claims Act,
12 while an employee is using disaster service leave, the employee is deemed not to be a
13 State employee.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 1998.