

SENATE BILL 498
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1998 Regular Session
8r1737

By: **Senators Derr and Ferguson (Frederick County Senators)**

Introduced and read first time: February 6, 1998

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 4, 1998

Returned to second reading: March 6, 1998

Senate action: Adopted with floor amendments

Read second time: March 6, 1998

CHAPTER _____

1 AN ACT concerning

2 **Frederick County - Sheriff's Office - Volunteer Police Officers - Workers'**
3 **Compensation Coverage**

4 FOR the purpose of providing that a volunteer police officer in Frederick County is a
5 covered employee for purposes of eligibility for medical benefits under the
6 Maryland Workers' Compensation Act while performing work assigned by the
7 sheriff of Frederick County; ~~and~~ ~~and~~ eliminating Frederick County from a
8 provision excluding members of volunteer police departments from workers'
9 compensation coverage; ~~and specifying certain wages that are used for purposes~~
10 ~~of computing the average weekly wage of a certain volunteer police officer of~~
11 ~~Frederick County.~~

12 BY repealing and reenacting, with amendments,
13 Article - Labor and Employment
14 Section 9-220 ~~and 9-233, and 9-233, and 9-602(j)~~
15 Annotated Code of Maryland
16 (1991 Volume and 1997 Supplement)

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

1 **Article - Labor and Employment**

2 9-220.

3 (a) Each auxiliary police officer for Baltimore County is a covered employee
4 while on duty as defined in the Baltimore County Police Manual of Rules,
5 Regulations, and Procedures.

6 (b) (1) Except as provided in paragraph (2) of this subsection, each member
7 of a volunteer police department is a covered employee.

8 (2) A member of a volunteer police department in Allegany, Carroll,
9 Cecil, Charles, [Frederick,] Garrett, Queen Anne's, St. Mary's, Somerset,
10 Washington, or Worcester County is not a covered employee.

11 (3) For the purposes of this title, the political subdivision of the State
12 where the department is organized is the employer of the covered employee in the
13 department.

14 9-233.

15 (A) Each volunteer deputy sheriff of Cecil County is a covered employee while
16 performing work assigned by the sheriff of the county.

17 (B) EACH VOLUNTEER POLICE OFFICER OF FREDERICK COUNTY IS A
18 COVERED EMPLOYEE ENTITLED TO MEDICAL BENEFITS UNDER §§ 9-660 AND 9-661
19 OF THIS TITLE WHILE PERFORMING WORK ASSIGNED BY THE SHERIFF OF
20 FREDERICK COUNTY.

21 ~~9-602.~~

22 ~~(i) For the purpose of computing the average weekly wage of a volunteer~~
23 ~~deputy sheriff of Cecil County who is a covered employee under [§ 9-233] § 9-233(A)~~
24 ~~of this title AND OF A VOLUNTEER POLICE OFFICER OF FREDERICK COUNTY WHO IS~~
25 ~~A COVERED EMPLOYEE UNDER § 9-233(B) OF THIS TITLE, the wages of the covered~~
26 ~~employee shall be:~~

27 ~~(1) if the covered employee had other employment at the time of the~~
28 ~~accidental personal injury or last injurious exposure, the wages from the other~~
29 ~~employment;~~

30 ~~(2) if the covered employee had had other employment but was not~~
31 ~~otherwise employed at the time of the accidental personal injury or last injurious~~
32 ~~exposure, the wages last received by the covered employee from the other~~
33 ~~employment; or~~

34 ~~(3) if the covered employee had never had other employment at the time~~
35 ~~of the accidental personal injury or last injurious exposure, an amount that allows~~
36 ~~minimum compensation under this title.~~

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