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By: **Delegates Costa, Benson, Boschert, Bronrott, Cadden, V. Clagett,  
Conway, Dwyer, Elmore, Leopold, Love, Malone, McConkey, Moe,  
Murray, Parrott, Rzepkowski, Smigiel, Sophocleus, Sossi, and Weir**

Introduced and read first time: February 5, 2003

Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation - Occupational Disease - Definition**

3 FOR the purpose of altering the definition of occupational disease under the workers'  
4 compensation law; providing that the definition of occupational disease under  
5 this Act applies only to certain individuals; and generally relating to workers'  
6 compensation and occupational disease.

7 BY repealing and reenacting, with amendments,  
8 Article - Labor and Employment  
9 Section 9-101(g)  
10 Annotated Code of Maryland  
11 (1999 Replacement Volume and 2002 Supplement)

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

14 **Article - Labor and Employment**

15 9-101.

16 (g) (1) "Occupational disease" means a disease contracted by a covered  
17 employee:

18 [(1)] (I) as the result of and in the course of employment; and

19 [(2)] (II) that causes the covered employee to become temporarily or  
20 permanently, partially or totally incapacitated.

21 (2) "OCCUPATIONAL DISEASE" INCLUDES HUMAN IMMUNODEFICIENCY  
22 VIRUS THAT CAUSES ACQUIRED IMMUNE DEFICIENCY SYNDROME AND HEPATITIS C  
23 VIRUS THAT MAY HAVE ARISEN FROM ONE OR MORE EXPOSURES OF  
24 INDETERMINATE DATES FOR:

1 (I) A PAID FIREFIGHTER, PAID FIRE FIGHTING INSTRUCTOR, OR  
2 SWORN MEMBER OF THE OFFICE OF THE STATE FIRE MARSHAL EMPLOYED BY AN  
3 AIRPORT AUTHORITY, A COUNTY, A FIRE CONTROL DISTRICT, A MUNICIPAL  
4 CORPORATION, OR THE STATE;

5 (II) A VOLUNTEER FIREFIGHTER, VOLUNTEER FIRE FIGHTING  
6 INSTRUCTOR, VOLUNTEER RESCUE SQUAD MEMBER, OR VOLUNTEER ADVANCED  
7 LIFE SUPPORT UNIT MEMBER WHO IS A COVERED EMPLOYEE UNDER § 9-234 OF THIS  
8 TITLE;

9 (III) A PAID POLICE OFFICER EMPLOYED BY AN AIRPORT  
10 AUTHORITY, A COUNTY, THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING  
11 COMMISSION, A MUNICIPAL CORPORATION, OR THE STATE;

12 (IV) A DEPUTY SHERIFF OF MONTGOMERY OR PRINCE GEORGE'S  
13 COUNTIES; OR

14 (V) A PAID CORRECTIONAL OFFICER EMPLOYED BY A COUNTY,  
15 MUNICIPAL CORPORATION, OR THE STATE.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 July 1, 2003.