

HOUSE BILL 736

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2003 Regular Session
3r1876
CF 3r2401

By: **Delegate McHale**

Introduced and read first time: February 7, 2003

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation - Occupational Disease - Baltimore City Deputy**
3 **Sheriffs**

4 FOR the purpose of extending the presumption of a compensable occupational disease
5 under the workers' compensation law to include Baltimore City deputy sheriffs
6 who suffer from heart disease or hypertension resulting in partial or total
7 disability or death; and generally relating to compensability of Baltimore City
8 deputy sheriffs under the workers' compensation law.

9 BY repealing and reenacting, with amendments,
10 Article - Labor and Employment
11 Section 9-503(b)
12 Annotated Code of Maryland
13 (1999 Replacement Volume and 2002 Supplement)

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

16 **Article - Labor and Employment**

17 9-503.

18 (b) (1) A paid police officer employed by an airport authority, a county, the
19 Maryland-National Capital Park and Planning Commission, a municipality, or the
20 State, A DEPUTY SHERIFF OF BALTIMORE CITY, a deputy sheriff of Montgomery
21 County, or, subject to paragraph (2) of this subsection, a Prince George's County
22 deputy sheriff or Prince George's County correctional officer is presumed to be
23 suffering from an occupational disease that was suffered in the line of duty and is
24 compensable under this title if:

25 (i) the police officer, deputy sheriff, or correctional officer is
26 suffering from heart disease or hypertension; and

27 (ii) the heart disease or hypertension results in partial or total
28 disability or death.

1 (2) (i) A Prince George's County deputy sheriff or Prince George's
2 County correctional officer is entitled to the presumption under this subsection only
3 to the extent that the individual suffers from heart disease or hypertension that is
4 more severe than the individual's heart disease or hypertension condition existing
5 prior to the individual's employment as a Prince George's County deputy sheriff or
6 Prince George's County correctional officer.

7 (ii) To be eligible for the presumption under this subsection, a
8 Prince George's County deputy sheriff or Prince George's County correctional officer,
9 as a condition of employment, shall submit to a medical examination to determine
10 any heart disease or hypertension condition existing prior to the individual's
11 employment as a Prince George's County deputy sheriff or Prince George's County
12 correctional officer.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2003.