

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 712

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Robey” and substitute “Robey, Miller, Currie, DeGrange, Edwards, Jones, Kasemeyer, King, McFadden, Munson, Peters, Stoltzfus, and Zirkin”; strike beginning with “expanding” in line 3 down through “benefit;” in line 5 and substitute “authorizing the Secretary of State Police to award in a certain manner under certain circumstances a certain discretionary death benefit to a decedent who was a police employee of the Department of State Police or a civilian pilot employed by the Department of State Police;”; in line 7, after the first “of” insert “and civilian pilots employed by”; strike in their entirety lines 8 through 12, inclusive; in line 15, strike “1-202(c-1)” and substitute “1-202(f-1)”; and after line 17, insert:

“BY repealing and reenacting, with amendments,

Article - Public Safety

Section 1-202(g)

Annotated Code of Maryland

(2003 Volume and 2008 Supplement)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 16 on page 2, inclusive, and substitute:

“(F-1) ON A CASE-BY-CASE BASIS, THE SECRETARY OF STATE POLICE MAY AWARD A DEATH BENEFIT UNDER THIS SECTION IF:

(1) AT THE TIME OF DEATH THE DECEDENT WAS:

(Over)

(I) A POLICE EMPLOYEE IN GOOD STANDING OF THE DEPARTMENT OF STATE POLICE; OR

(II) A CIVILIAN PILOT EMPLOYED BY THE DEPARTMENT OF STATE POLICE; AND

(2) THE DECEDENT DIED WHILE PARTICIPATING IN OFF-DUTY TRAINING EXERCISES DIRECTLY RELATED TO MAINTAINING FITNESS FOR DUTY AS A POLICE EMPLOYEE OR CIVILIAN PILOT EMPLOYED BY THE DEPARTMENT OF STATE POLICE.

(g) If the Secretary of Public Safety and Correctional Services OR THE SECRETARY OF STATE POLICE determines that the benefits under this section are to be paid, the benefits shall be paid:

(1) to the decedent's surviving spouse;

(2) if no individual is eligible under item (1) of this subsection, to each surviving child of the decedent in equal shares;

(3) (i) for a death benefit under subsection (b) of this section, if no individual is eligible under item (1) or (2) of this subsection, to the decedent's surviving parent, if the parent was a dependent as defined in § 152 of the Internal Revenue Code; or

(ii) for any other benefit under this section, if no individual is eligible under item (1) or (2) of this subsection, to the decedent's surviving parent; or

(4) if no individual is eligible under item (1), (2), or (3) of this subsection, to the decedent's estate.”.

AMENDMENT NO. 3

On page 2, in line 19, strike “who dies in the performance of duties” and substitute “or civilian pilot employed by the Department of State Police who dies while participating in off-duty training exercises”.