

SENATE BILL 1058

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By: **Senator Conway**

Introduced and read first time: February 18, 2016

Assigned to: Rules

Re-referred to: Finance, February 25, 2016

Committee Report: Favorable

Senate action: Adopted

Read second time: March 22, 2016

CHAPTER _____

1 AN ACT concerning

2 **Workers' Compensation – Permanent Partial Disability – Baltimore City Deputy**
3 **Sheriffs**

4 FOR the purpose of providing for enhanced workers' compensation benefits for a Baltimore
5 City deputy sheriff for a compensable permanent partial disability of less than a
6 certain number of weeks; providing for the application of this Act; and generally
7 relating to workers' compensation benefits for Baltimore City deputy sheriffs.

8 BY repealing and reenacting, with amendments,
9 Article – Labor and Employment
10 Section 9–628(a)
11 Annotated Code of Maryland
12 (2008 Replacement Volume and 2015 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article – Labor and Employment
15 Section 9–628(h) and 9–629
16 Annotated Code of Maryland
17 (2008 Replacement Volume and 2015 Supplement)

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

20 **Article – Labor and Employment**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 9–628.

2 (a) In this section, “public safety employee” means:

3 (1) a firefighter, firefighting instructor, or paramedic employed by:

4 (i) a municipal corporation;

5 (ii) a county;

6 (iii) the State;

7 (iv) the State Airport Authority; or

8 (v) a fire control district;

9 (2) a volunteer firefighter or volunteer ambulance, rescue, or advanced life
10 support worker who is a covered employee under § 9–234 of this title and who provides
11 volunteer fire or rescue services to:

12 (i) a municipal corporation;

13 (ii) a county;

14 (iii) the State;

15 (iv) the State Airport Authority; or

16 (v) a fire control district;

17 (3) a police officer employed by:

18 (i) a municipal corporation;

19 (ii) a county;

20 (iii) the State;

21 (iv) the State Airport Authority;

22 (v) the Maryland–National Capital Park and Planning Commission;

23 or

24 (vi) the Washington Metropolitan Area Transit Authority;

25 (4) a Prince George’s County deputy sheriff or correctional officer;

1 (5) a Montgomery County deputy sheriff or correctional officer;

2 (6) an Allegany County deputy sheriff;

3 (7) a Howard County deputy sheriff, but only when the deputy sheriff is
4 performing law enforcement duties expressly requested, defined, and authorized in
5 accordance with a written memorandum of understanding executed between the Howard
6 County Sheriff and other law enforcement agencies;

7 (8) an Anne Arundel County deputy sheriff or detention officer; [or]

8 (9) a Baltimore County deputy sheriff, but only when the deputy sheriff
9 sustains an accidental personal injury that arises out of and in the course and scope of
10 performing duties directly related to:

11 (i) courthouse security;

12 (ii) prisoner transportation;

13 (iii) service of warrants;

14 (iv) personnel management; or

15 (v) other administrative duties; OR

16 **(10) A BALTIMORE CITY DEPUTY SHERIFF.**

17 (h) If a public safety employee is awarded compensation for less than 75 weeks,
18 the employer or its insurer shall pay the public safety employee compensation at the rate
19 set for an award of compensation for a period greater than or equal to 75 weeks but less
20 than 250 weeks under § 9–629 of this subtitle.

21 9–629.

22 If a covered employee is awarded compensation for a period equal to or greater than
23 75 weeks but less than 250 weeks, the employer or its insurer shall pay the covered
24 employee weekly compensation that equals two-thirds of the average weekly wage of the
25 covered employee but does not exceed one-third of the State average weekly wage.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to
27 apply only prospectively and may not be applied or interpreted to have any effect on or
28 application to any claims arising before the effective date of this Act.

29 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2016.