SENATE BILL 164

E4 5lr0621 (PRE–FILED) CF 5lr0626

By: Senator Kagan

AN ACT concerning

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Requested: August 13, 2024

Introduced and read first time: January 8, 2025

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

2 Terminology and Obsolete References – Maryland State Firefighters Association

and Related Terms

FOR the purpose of replacing obsolete references to the Maryland State Firemen's Association with references to the Maryland State Firefighters Association;

Association with references to the Maryland State Firefighters Association; replacing related terminology; and generally relating to references to the Maryland

State Firefighters Association and related terminology.

- 8 BY repealing and reenacting, with amendments,
- 9 Article Courts and Judicial Proceedings
- 10 Section 7–301(f)(3)(iii)
- 11 Annotated Code of Maryland
- 12 (2020 Replacement Volume and 2024 Supplement)
- 13 BY repealing and reenacting, without amendments,
- 14 Article Education
- 15 Section 13–511(b)(1)
- 16 Annotated Code of Maryland
- 17 (2022 Replacement Volume and 2024 Supplement)
- 18 BY repealing and reenacting, with amendments,
- 19 Article Education
- 20 Section 13–511(b)(2)(vi) and 18–602
- 21 Annotated Code of Maryland
- 22 (2022 Replacement Volume and 2024 Supplement)
- 23 BY repealing and reenacting, with amendments,
- 24 Article Health General
- 25 Section 18–213
- 26 Annotated Code of Maryland

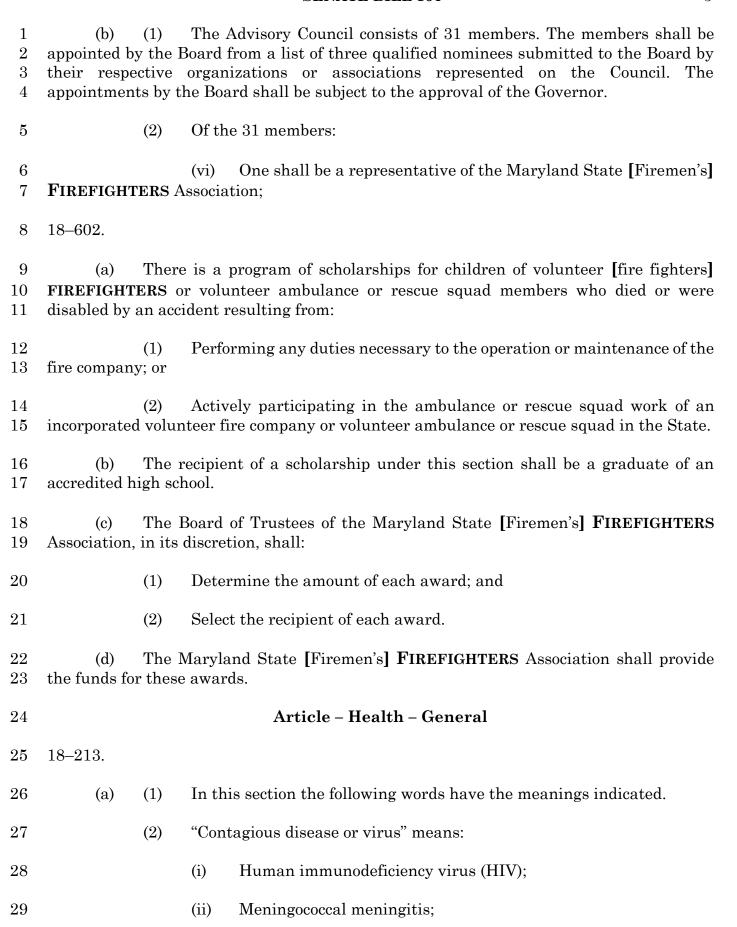
EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



13–511.

1	(2023 Replacement Volume and 2024 Supplement)
2 3 4 5 6	BY repealing and reenacting, with amendments, Article – Labor and Employment Section 3–213(a)(2)(iv) Annotated Code of Maryland (2016 Replacement Volume and 2024 Supplement)
7 8 9 10 11	BY repealing and reenacting, with amendments, Article – Public Safety Section 7–201, 7–202, 7–203, 8–103(b)(4)(i) and (c)(1) and (3)(i), and 8–201(b) Annotated Code of Maryland (2022 Replacement Volume and 2024 Supplement)
12 13 14 15 16	BY repealing and reenacting, without amendments, Article – Public Safety Section 8–201(a) Annotated Code of Maryland (2022 Replacement Volume and 2024 Supplement)
17 18 19 20 21	BY repealing and reenacting, with amendments, Article – Tax – General Section 10–208(i–1)(5)(ii)3. and (7)(ii) Annotated Code of Maryland (2022 Replacement Volume and 2024 Supplement)
22 23 24 25 26	BY repealing and reenacting, with amendments, Article – Transportation Section 16–102(b)(2)(i) and 21–106(c)(3)(i) Annotated Code of Maryland (2020 Replacement Volume and 2024 Supplement)
27 28	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:
29	Article - Courts and Judicial Proceedings
30	7–301.
31 32 33	(f) (3) (iii) An amount annually as set forth in the State budget shall be distributed to the Maryland State [Firemen's] FIREFIGHTERS Association for the Widows' and Orphans' Fund.
34	Article – Education



1		(iii)	Tuberculosis;	
2		(iv)	Mononucleosis;	
3 4	A, B, C, D, E, F, an	(v) nd G;	Any form of viral hepatitis, including but not limited to hepatitis	
5		(vi)	Diphtheria;	
6		(vii)	Plague;	
7		(viii)	Hemorrhagic fevers; or	
8		(ix)	Rabies.	
9 10	(3) "Correctional institution" means a place of detention or correctional confinement operated by or for the State or a local government.			
11 12 13			"Correctional officer" means a member of a correctional unit who ally performs those duties that relate to the investigation, care, vision of persons confined to places of incarceration.	
14 15	superintendent, or	(ii) any ot	"Correctional officer" includes any sheriff, warden, ther person having an equivalent title.	
16 17 18	(5) capacity, is author law enforcement as	ized by	enforcement officer" means any person who, in an official law to make arrests and who is a member of one of the following s:	
19		(i)	The Department of State Police;	
20		(ii)	The Baltimore City Police Department;	
21		(iii)	The police department, bureau, or force of any county;	
22 23	or town;	(iv)	The police department, bureau, or force of any incorporated city	
24		(v)	The office of the sheriff of any county;	
25 26 27 28		, or of	The police department, bureau, or force of any bicounty agency of the University System of Maryland, Morgan State University, any institution under the jurisdiction of the Maryland Higher	

- 1 (vii) The Maryland Transit Administration police force of the 2 Department of Transportation, the Maryland Transportation Authority Police Force, and 3 the Maryland Port Administration police force of the Department of Transportation;
- 4 (viii) The law enforcement officers of the Department of Natural 5 Resources:
- 6 (ix) The Field Enforcement Bureau of the Comptroller's Office;
- 7 (x) The Field Enforcement Division of the Alcohol and Tobacco 8 Commission:
- 9 (xi) The Crofton Police Department;
- 10 (xii) The Intelligence and Investigative Division of the Department of 11 Public Safety and Correctional Services; or
- 12 (xiii) The Ocean Pines Police Department.

- 13 (6) "Medical care facility" means a hospital as defined in § 19–301 of this article or a health care facility of a correctional institution.
 - (b) While treating or transporting an ill or injured patient to a medical care facility or while acting in the performance of duty, if a paid or volunteer [fire fighter] FIREFIGHTER, emergency medical technician, or rescue [squadman] SQUAD MEMBER comes into contact with a patient who is subsequently diagnosed as having a contagious disease or virus, as a result of information obtained in conjunction with the services provided during the visit to the facility, the attending physician, medical examiner, a designee of the medical care facility who receives the patient, the Chief Medical Examiner, or the Chief Medical Examiner's designee shall notify the [fire fighter] FIREFIGHTER, emergency medical technician, or rescue [squadman] SQUAD MEMBER, and the employer or employer's designee of the individual's possible exposure to the contagious disease or virus.
 - (c) If, while treating or transporting an ill or injured patient to a medical care facility or while acting in the performance of duty, a law enforcement officer comes into contact with a patient who is subsequently diagnosed, as a result of information obtained in conjunction with the services provided during the visit to the facility, as having a contagious disease or virus, the attending physician, medical examiner, a designee of the medical care facility who receives the patient, the Chief Medical Examiner or the Chief Medical Examiner's designee shall notify the law enforcement officer and the officer's employer or employer's designee of the officer's possible exposure to the contagious disease or virus.
 - (d) If, while treating or transporting an ill or injured incarcerated individual to a medical care facility or while acting in the performance of duty, a correctional officer comes into contact with an incarcerated individual who is subsequently diagnosed, as a result of

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- 1 information obtained in conjunction with the services provided during the visit to the
- 2 facility, as having a contagious disease or virus, the attending physician, medical examiner,
- 3 a designee of the medical care facility that receives the incarcerated individual, the Chief
- 4 Medical Examiner, or the Chief Medical Examiner's designee shall notify the correctional
- 5 officer and the correctional officer's correctional institution or the correctional institution's
- 6 designee of the officer's possible exposure to the contagious disease or virus.
- 7 (e) The notification required under subsection (b), (c), or (d) of this section shall:
- 8 (1) Be made within 48 hours, or sooner, of confirmation of the patient's 9 diagnosis;
- 10 (2) Include subsequent written confirmation of possible exposure to the 11 contagious disease or virus;
- 12 (3) Be conducted in a manner that will protect the confidentiality of the 13 patient; and
- 14 (4) To the extent possible, be conducted in a manner that will protect the confidentiality of the [fire fighter] **FIREFIGHTER**, emergency medical technician, rescue [squadman] **SQUAD MEMBER**, law enforcement officer, or correctional officer.
- 17 (f) The written confirmation required under subsection (e)(2) of this section shall constitute compliance with this section.
- 19 (g) Each medical care facility shall develop written procedures for the 20 implementation of this section, and, upon request, make copies available to the local fire 21 authority, the local fire authority's designee, the local law enforcement authority, the local 22 law enforcement authority's designee, the correctional officer, or the correctional 23 institution's designee having jurisdiction.
 - (h) A medical care facility, physician, Chief Medical Examiner, or the Chief Medical Examiner's designee acting in good faith to provide notification in accordance with this section may not be liable in any cause of action related to the breach of patient confidentiality.
- 28 (i) A medical care facility, physician, Chief Medical Examiner, or the Chief Medical Examiner's designee acting in good faith to provide notification in accordance with this section may not be liable in any cause of action for:
 - (1) The failure to give the required notice, if the [fire fighter] FIREFIGHTER, emergency medical technician, rescue [squadman] SQUAD MEMBER, law enforcement officer, or correctional officer fails to properly initiate the notification procedures developed by the health care facility under subsection (g) of this section; or
- 35 (2) The failure of the employer or employer's designee to subsequently 36 notify the [fire fighter] FIREFIGHTER, emergency medical technician, rescue [squadman]

- SQUAD MEMBER, law enforcement officer, or correctional officer of the possible exposure to a contagious disease or virus.
- 3 (j) A [fire fighter] FIREFIGHTER, emergency medical technician, rescue 4 [squadman] SQUAD MEMBER, law enforcement officer, or correctional officer shall receive 5 from their employers or local governmental bodies, at the expense of the employer or local 6 governmental body, as part of their training, education on:
- 7 (1) (i) The routes of transmission of HIV and hepatitis B virus; and
- 8 (ii) The routes by which a [fire fighter] FIREFIGHTER, emergency 9 medical technician, rescue [squadman] SQUAD MEMBER, law enforcement officer, or 10 correctional officer may be exposed to HIV and hepatitis B virus; and
- 11 (2) The current Centers for Disease Control and Prevention guidelines for 12 preventing prehospital exposure to HIV and hepatitis B while rendering emergency 13 medical care.
- 14 A [fire fighter] FIREFIGHTER, emergency medical technician, rescue (k) [squadman] SQUAD MEMBER, law enforcement officer, or correctional officer shall receive 15 from their employers, associations, or local governmental bodies, at the employers', 16 17 associations', or local governmental bodies' expense, equipment recommended by the Centers for Disease Control and Prevention to protect a [fire fighter] FIREFIGHTER, 18 emergency medical technician, rescue [squadman] SQUAD MEMBER, law enforcement 19 20 officer, or correctional officer from exposure to HIV and hepatitis B while rendering 21emergency medical care.
- 22 (l) (1) The fire department, law enforcement agency, and all other agencies or 23 organizations employing a [fire fighter] FIREFIGHTER, emergency medical technician, 24 rescue [squadman] SQUAD MEMBER, law enforcement officer, or correctional officer shall 25 develop written procedures for the implementation of this section.
- 26 (2) On request, copies of the procedures developed in this subsection shall 27 be made available to employees, employee unions, volunteer associations, and the 28 Secretary.
- 29 (m) A person under this section may not refuse to treat or transport an individual 30 because the individual is HIV positive.

Article - Labor and Employment

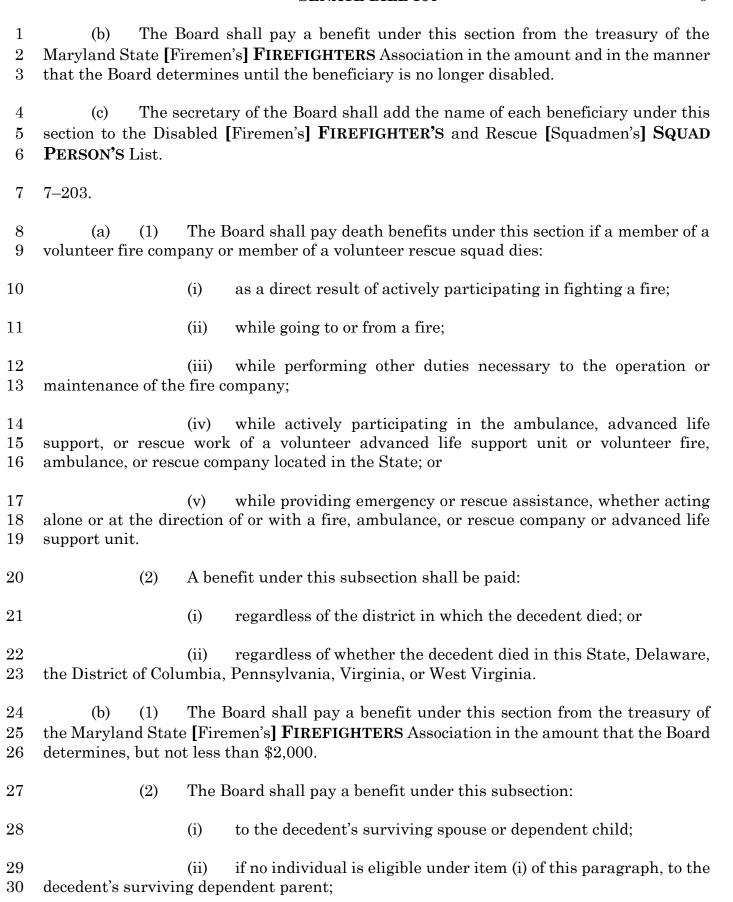
32 3–213.

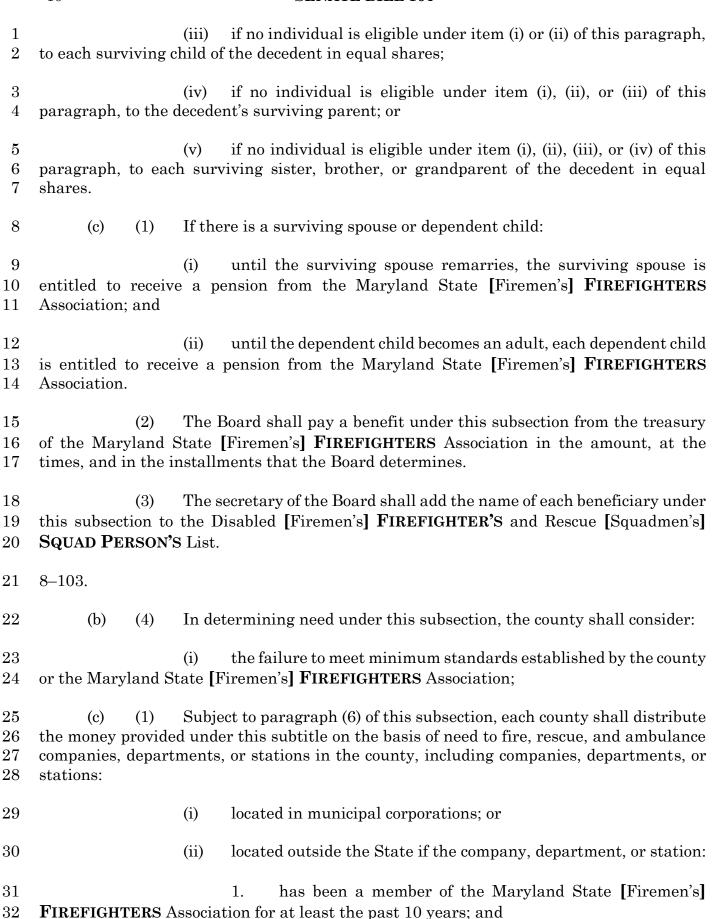
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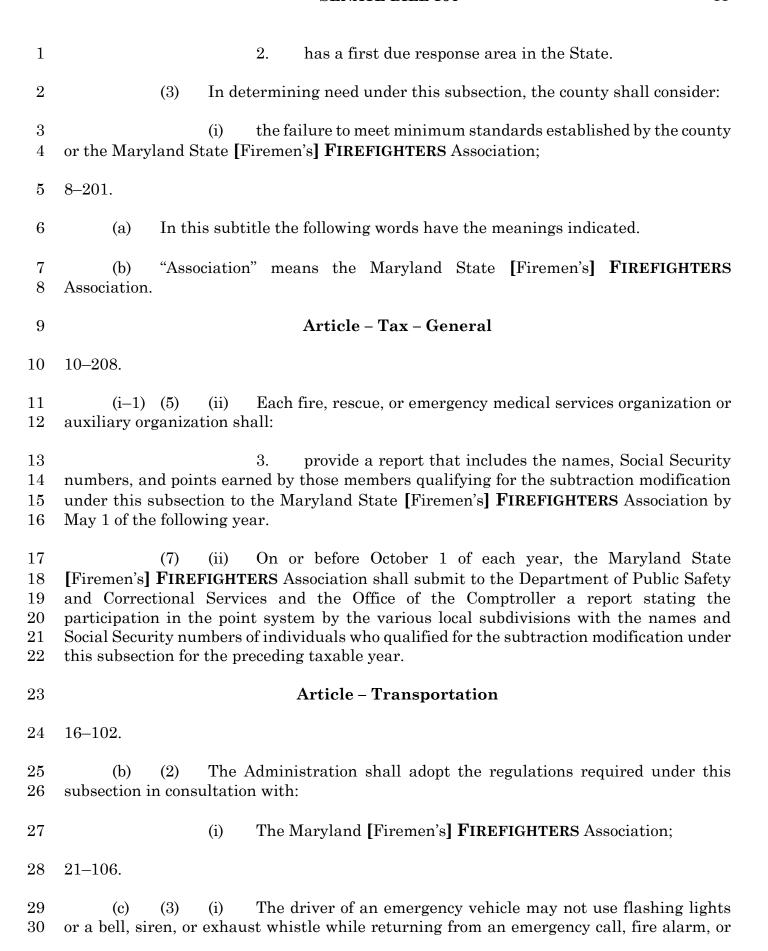
33 (a) Except as otherwise provided in this subtitle, a minor may not be employed or 34 allowed to work:

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1	(2) in, about, or in connection with:
2 3	(iv) an engineer, [fireman] FIREFIGHTER, or pilot on a vessel that is engaged in commerce; or
4	Article - Public Safety
5	7–201.
6 7	In Part I of this subtitle, "Board" means the Board of Trustees of the Maryland State [Firemen's] FIREFIGHTERS Association.
8	7–202.
9 10 11	(a) (1) A member of a volunteer fire company or volunteer rescue squad is eligible for disability benefits from the Maryland State [Firemen's] FIREFIGHTERS Association if:
$\frac{12}{3}$	(i) the member's fire company or rescue squad recommends that the member receive benefits; and
4	(ii) the member is permanently or temporarily disabled:
5	1. as a direct result of actively participating in fighting a fire;
6	2. while going to or from a fire;
17 18	3. while performing other duties necessary to the operation or maintenance of the fire company;
19 20 21	4. while actively participating in the emergency medical services unit, or rescue work of a volunteer advanced life support unit or a volunteer fire, ambulance, or rescue company located in the State; or
22 23 24	5. while providing emergency or rescue assistance, whether acting alone or at the direction of or with a fire, ambulance, or rescue company or advanced life support unit.
25	(2) A benefit under this section shall be paid:
26 27	(i) regardless of the district in which the beneficiary was disabled; or
28 29	(ii) regardless of whether the beneficiary was disabled in this State, Delaware, the District of Columbia, Pennsylvania, Virginia, or West Virginia.







1 motorcade or escort, except that fire apparatus carrying standing [firemen] 2 **FIREFIGHTERS** may use flashing lights that are visible only to the rear.

SECTION 2. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross—references and terminology rendered incorrect by this Act. The publisher shall adequately describe any correction made in an editor's note following the section affected.

9 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 10 1, 2025.