

suffer from heart disease or hypertension resulting in partial or total disability or death under certain circumstances; requiring Montgomery County correctional officers to submit to a certain medical examination to be eligible for the presumption under this Act; providing that Montgomery County correctional officers who are eligible for benefits under this Act shall receive the benefits in addition to certain retirement benefits, subject to a certain adjustment; requiring a Montgomery County correctional officer who is employed on or before a certain date to submit a copy of a medical report disclosing and describing any existing heart disease or hypertension from which the correctional officer may be suffering; providing that a Montgomery County correctional officer employed on or before a certain date is entitled to a certain presumption under this Act, subject to a certain adjustment; and generally relating to the occupational disease presumption for heart disease and hypertension under the workers' compensation law.

BY repealing and reenacting, with amendments,

Article - Labor and Employment

Section 9-503

Annotated Code of Maryland

(1999 Replacement Volume and 2004 Supplement)

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

Article - Labor and Employment

9-503.

(a) A paid firefighter, paid fire fighting instructor, or sworn member of the Office of the State Fire Marshal employed by an airport authority, a county, a fire control district, a municipality, or the State or a volunteer firefighter, volunteer fire fighting instructor, volunteer rescue squad member, or volunteer advanced life support unit member who is a covered employee under § 9-234 of this title is presumed to have an occupational disease that was suffered in the line of duty and is compensable under this title if:

(1) the individual has heart disease, hypertension, or lung disease;

(2) the heart disease, hypertension, or lung disease results in partial or total disability or death; and

(3) in the case of a volunteer firefighter, volunteer fire fighting instructor, volunteer rescue squad member, or volunteer advanced life support unit member, the individual has met a suitable standard of physical examination before becoming a firefighter, fire fighting instructor, rescue squad member, or advanced life support unit member.

(b) (1) A paid police officer employed by an airport authority, a county, the Maryland-National Capital Park and Planning Commission, a municipality, or the State, a deputy sheriff of Montgomery County, or, subject to paragraph (2) of this