

(2) DOES NOT LOSE health care benefits with the subsidy allowed in Title 8, Subtitle 1 of this article SOLELY BECAUSE OF USE OF THE WORK-RELATED ACCIDENT LEAVE.

SUBTITLE 9. DISASTER SERVICE LEAVE

7-901. SCOPE OF SUBTITLE.

THIS SUBTITLE APPLIES TO ALL EMPLOYEES, INCLUDING CLASSIFIED, UNCLASSIFIED, FULL-TIME, PART-TIME, PERMANENT, AND TEMPORARY EMPLOYEES, OF ALL UNITS IN THE EXECUTIVE, JUDICIAL, AND LEGISLATIVE BRANCHES OF STATE GOVERNMENT, INCLUDING ANY UNIT WITH AN INDEPENDENT PERSONNEL SYSTEM.

7-902. DISASTER SERVICE LEAVE AUTHORIZED.

ON REQUEST, AN EMPLOYEE SUBJECT TO THIS SUBTITLE ~~IS~~ MAY BE ENTITLED TO DISASTER SERVICE LEAVE WITH PAY IF:

(1) THE EMPLOYEE IS CERTIFIED BY THE AMERICAN RED CROSS AS A DISASTER SERVICE VOLUNTEER; AND

(2) THE AMERICAN RED CROSS REQUESTS THE SERVICES OF THE EMPLOYEE DURING A DISASTER THAT:

(I) OCCURS IN THIS STATE OR A STATE THAT IS CONTIGUOUS TO THIS STATE; AND

(II) IS DESIGNATED AT LEVEL II OR ABOVE IN THE REGULATIONS AND PROCEDURES OF THE NATIONAL OFFICE OF THE AMERICAN RED CROSS.

7-903. PERIOD OF LEAVE.

AN EMPLOYEE MAY USE UP TO 15 DAYS OF DISASTER SERVICE LEAVE IN ANY 12-MONTH PERIOD ONLY AFTER OBTAINING APPROVAL FROM THE EMPLOYEE'S APPOINTING AUTHORITY.

7-904. EFFECTS OF LEAVE ON WORKERS' COMPENSATION AND TORT CLAIMS.

FOR PURPOSES OF WORKERS' COMPENSATION AND THE MARYLAND TORT CLAIMS ACT, WHILE AN EMPLOYEE IS USING DISASTER SERVICE LEAVE, THE EMPLOYEE IS DEEMED NOT TO BE A STATE EMPLOYEE.

SECTION 4. AND BE IT FURTHER ENACTED, That the catchlines contained in this Act are not law and may not be considered to have been enacted as a part of this Act.

SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1994.

Approved May 26, 1994.