

CHAPTER 228

(House Bill 124)

AN ACT concerning

State Police - Injuries While Performing Law Enforcement Duties - Mandatory Work-Related Administrative Leave

FOR the purpose of making it ~~mandatory, instead of discretionary~~, for more flexible the authority of the Superintendent of the State Police to grant work-related administrative leave to officers who are temporarily disabled in the performance of their duties; ~~clarifying providing for the manner in which work-related administrative leave is paid; providing that payment for work-related administrative leave constitutes a separate benefit and is not a continuation of salary; specifying that the reduced rate an officer is paid while using work-related administrative leave does not affect certain benefits; prohibiting an officer from receiving certain temporary total disability benefits while the officer is receiving work-related administrative leave~~; and generally relating to work-related administrative leave for injured State Police officers.

BY repealing and reenacting, with amendments,

Article 88B - Department of State Police

Section 23A

Annotated Code of Maryland

(1991 Replacement Volume and 1994 Supplement)

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

Article 88B - Department of State Police

23A.

(A) If a disability resulted from an injury or illness sustained ~~directly~~ in the performance of an officer's work, the Superintendent of State Police ~~may~~ SHALL grant WORK-RELATED administrative leave to law-enforcement officers in his department who are temporarily disabled in the performance of their work. The WORK-RELATED administrative leave remains in effect until the State Police officer is returned to duty or is retired by reason of those injuries. However, the WORK-RELATED administrative leave may not exceed 2 years and may not extend beyond 2 years from the illness or injury date.

(B) (1) PAYMENT TO A LAW ENFORCEMENT OFFICER FOR WORK-RELATED ADMINISTRATIVE LEAVE TAKEN UNDER THIS SECTION SHALL BE BASED ON TWO-THIRDS OF THE OFFICER'S REGULAR PAY.

(2) PAYMENT FOR WORK-RELATED ADMINISTRATIVE LEAVE TAKEN UNDER THIS SECTION CONSTITUTES A SEPARATE BENEFIT ON ACCOUNT OF ACCIDENTAL DISABILITY AND IS NOT A CONTINUATION OF SALARY.

(3) NOTWITHSTANDING THE REDUCED RATE THAT AN OFFICER IS PAID WHILE USING WORK-RELATED ADMINISTRATIVE LEAVE, THE OFFICER: