

member; has met a suitable standard of physical examination before becoming a fire fighter, fire fighting instructor, rescue squad member, or advanced life support unit member.

(d) (1) Except as provided in paragraph (2) of this subsection, any paid fire fighter, paid fire fighting instructor; SWORN MEMBER OF THE OFFICE OF THE STATE FIRE MARSHAL, paid police officer, or any deputy sheriff of Montgomery County or Prince George's County who is eligible for benefits under subsection (a), (b), or (c) of this section shall receive the benefits in addition to any benefits that the individual is entitled to receive under the retirement system in which the individual was a participant at the time of the claim.

(2) The benefits received under this title shall be adjusted so that the weekly total of those benefits and retirement benefits does not exceed the weekly salary that was paid to the fire fighter, fire fighting instructor, SWORN MEMBER OF THE OFFICE OF THE STATE FIRE MARSHAL, police officer, or deputy sheriff.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1998.

Approved May 12, 1998.

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**CHAPTER 447**

**(House Bill 89)**

AN ACT concerning

**Death Benefits and Funeral Expenses - Public Safety Personnel**

FOR the purpose of clarifying that certain death and funeral benefits shall be paid to surviving family members of State and county employees who are responsible for the care, custody, control, or supervision of persons placed under community supervision.

BY repealing and reenacting, with amendments,

Article 41 - Governor - Executive and Administrative Departments

Section 4-1002

Annotated Code of Maryland

(1997 Replacement Volume and 1997 Supplement)

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

**Article 41 - Governor - Executive and Administrative Departments**

4-1002.

(a) (1) In this section the following words have the meanings indicated.