

Expedited Bill No. 8-08
Concerning: Personnel — Disability
Retirement — Group G
Revised: 4/2/08 Draft No. 1
Introduced: April 8, 2008
Enacted: June 24, 2008
Executive: July 7, 2008
Effective: July 1, 2008
Sunset Date: None
Ch. 24, Laws of Mont. Co. 2008

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EXPEDITED ACT to:

- (1) provide that a Group G member who incurs certain diseases is entitled to receive service-connected disability retirement benefits; and
- (2) generally amend the law regarding disability retirement.

By amending

Montgomery County Code
Chapter 33, Personnel and Human Resources
Section 33-43

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Section 33-43(f) is amended as follows:**

2 **33-43. Disability retirement**

3 * * *

4 (f) Service-connected disability retirement.

5 * * *

6 (3) A Group G member who has an occupational disease that is
7 compensable under Section 9-503 of the Maryland Workers'
8 Compensation Act or who incurs esophageal, lymphatic,
9 testicular, brain, lung, bladder, or kidney cancer, multiple
10 myeloma, melanoma, or any blood borne pathogen, is entitled
11 to receive service-connected disability benefits if:

12 (A) the employee became a member of Group G on or after
13 July 1, 1999, and did not use, or get terminated for using,
14 tobacco products for any purpose either on-duty or off-
15 duty while employed by the County as a Group G
16 member; or

17 (B) the employee became a member of Group G before July
18 1, 1999 and:

19 (i) did not use tobacco products more than 3 times for
20 any purpose while on-duty after June 30, 2000;

21 (ii) if a tobacco user, completed a tobacco-cessation
22 program approved by the County; and

23 (iii) completed a cardiovascular fitness assessment and
24 evaluation program established by the County (or
25 by the County and the certified representative, for
26 members of the Firefighter/Rescuer Bargaining
27 Unit) and [make] made a good faith effort to

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follow the health and fitness recommendations that
resulted from the cardiovascular assessment.

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Sec. 2. Expedited Effective Date.

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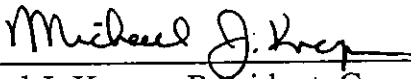
The Council declares that this legislation is necessary for the immediate
protection of the public interest. This Act takes effect on July 1, 2008.

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Approved:

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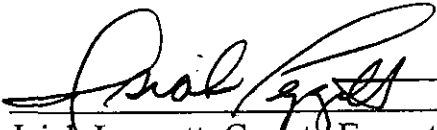
	26 JUN 08
Michael J. Knapp, President, County Council	Date

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Approved:

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	July 7, 2008
Isiah Leggett, County Executive	Date

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This is a correct copy of Council action.

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	July 7, 2008
Linda M. Lauer, Clerk of the Council	Date