

Expedited Bill No. 9-08  
Concerning: Personnel – Fire and  
Rescue Volunteers – Death Benefit  
Revised: 4/4/08 Draft No. 2  
Introduced: April 8, 2008  
Enacted: June 17, 2008  
Executive: June 28, 2008  
Effective: July 1, 2008  
Sunset Date: None  
Ch. 20, Laws of Mont. Co. 2008

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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By: Council President at the Request of the County Executive

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**AN EXPEDITED ACT to:**

- (1) allow a fire and rescue department volunteer to designate a beneficiary to receive the volunteer's death benefit payment; and
- (2) generally amend the law regarding benefits to fire and rescue volunteers.

By amending

Montgomery County Code  
Chapter 21, Fire and Rescue Services  
Section 21-21

<b>Boldface</b>	<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 21-21 is amended as follows:**

2   **21-21. Length of service award program for volunteers**

3                                   \*     \*     \*

4           (f)   Death benefit.

5                   (1)   A local fire and rescue department [volunteer's surviving  
6                   spouse or domestic partner (or estate if no spouse or partner  
7                   survives)] volunteer may designate a beneficiary to receive on  
8                   the volunteer's death a \$5,000 death benefit. If the volunteer  
9                   does not designate a beneficiary or if the designated beneficiary  
10                   does not survive the volunteer, the death benefit must be paid to  
11                   the volunteer's surviving spouse or domestic partner or the  
12                   volunteer's estate if no spouse or partner survives. The  
13                   designated beneficiary or the volunteer's surviving spouse or  
14                   domestic partner or estate, whichever applies, qualifies on the  
15                   volunteer's death for a \$5,000 death benefit if:

16                   (A)   the designated beneficiary or the surviving spouse or  
17                   partner [(or estate)], whichever applies, submits an  
18                   application for the benefit within one year [of] after the  
19                   volunteer's death; and

20                   (B)   the volunteer met the:

- 21                           (i)   years-of-service requirement for a length of service  
22    benefit under subsection (c); or  
23                           (ii)   requirements for a disability benefit under  
24    subsection (d).

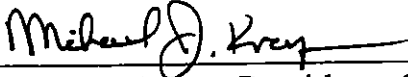
25                                   \*     \*     \*

26 **Sec. 2. Expedited Effective Date.**

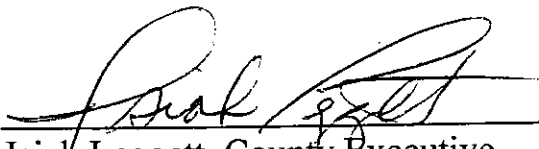
27 The Council declares that this legislation is necessary for the immediate  
28 protection of the public interest. This Act takes effect on July 1, 2008.

29 *Approved:*


30

31  20 JUNE 08  
Michael J. Knapp, President, County Council Date

32 *Approved:*

33  June 28, 2008  
Isiah Leggett, County Executive Date

34 *This is a correct copy of Council action.*

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