

# HOUSE BILL 543

E4

8lr1406

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By: **Delegates Ali, Buckel, Frush, Gibson, Jalisi, Mosby, Rose, and Rosenberg**

Introduced and read first time: January 26, 2018

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement – First Responders Killed or Disabled in the Line of Duty**  
3 **Fund**

4 FOR the purpose of establishing the First Responders Killed or Disabled in the Line of Duty  
5 Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the  
6 Executive Director of the Governor’s Office of Crime Control and Prevention to  
7 administer the Fund; requiring the State Treasurer to hold the Fund and the  
8 Comptroller to account for the Fund; specifying the contents of the Fund; providing  
9 for the investment of money from the Fund; authorizing the Executive Director to  
10 make one–time grants to certain individuals; requiring the Executive Director to  
11 establish a certain application procedure; requiring the Executive Director to take a  
12 certain factor into consideration when awarding grants from the Fund; limiting the  
13 amount of money the Executive Director may award; requiring certain fees paid for  
14 a certain permit to be allocated to the Fund; defining certain terms; and generally  
15 relating to the First Responders Killed or Disabled in the Line of Duty Fund.

16 BY adding to

17 Article – Public Safety  
18 Section 4–801 through 4–803 to be under the new subtitle “Subtitle 8. First  
19 Responders Killed or Disabled in the Line of Duty Fund”  
20 Annotated Code of Maryland  
21 (2011 Replacement Volume and 2017 Supplement)

22 BY repealing and reenacting, without amendments,

23 Article – Public Safety  
24 Section 5–303  
25 Annotated Code of Maryland  
26 (2011 Replacement Volume and 2017 Supplement)

27 BY repealing and reenacting, with amendments,

28 Article – Public Safety

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 5–304  
2 Annotated Code of Maryland  
3 (2011 Replacement Volume and 2017 Supplement)

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

6 **Article – Public Safety**

7 **SUBTITLE 8. FIRST RESPONDERS KILLED OR DISABLED IN THE LINE OF DUTY**  
8 **FUND.**

9 **4–801.**

10 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
11 INDICATED.

12 (B) “EXECUTIVE DIRECTOR” MEANS THE EXECUTIVE DIRECTOR OF THE  
13 GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION.

14 (C) “FIRST RESPONDER” HAS THE MEANING STATED IN § 18–213.2 OF THE  
15 HEALTH – GENERAL ARTICLE.

16 (D) “FUND” MEANS THE FIRST RESPONDERS KILLED OR DISABLED IN THE  
17 LINE OF DUTY FUND.

18 **4–802.**

19 (A) THERE IS A FIRST RESPONDERS KILLED OR DISABLED IN THE LINE OF  
20 DUTY FUND.

21 (B) THE PURPOSE OF THE FUND IS TO PROVIDE FINANCIAL ASSISTANCE TO  
22 FIRST RESPONDERS AND THE FAMILIES OF FIRST RESPONDERS WHO ARE KILLED OR  
23 DISABLED IN THE LINE OF DUTY.

24 (C) THE EXECUTIVE DIRECTOR SHALL ADMINISTER THE FUND.

25 (D) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT  
26 SUBJECT TO § 7–302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

27 (2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY,  
28 AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND IN CONJUNCTION WITH  
29 THE EXECUTIVE DIRECTOR.



1 (ii) \$50 for a renewal or subsequent application; and

2 (iii) \$10 for a duplicate or modified permit.

3 (3) The fees under this subsection are in addition to the fees authorized  
4 under § 5–305 of this subtitle.

5 (c) The Secretary may reduce the fee under subsection (b) of this section  
6 accordingly for a permit that is granted for one day only and at one place only.

7 (d) The Secretary may not charge a fee under subsection (b) of this section to:

8 (1) a State, county, or municipal public safety employee who is required to  
9 carry, wear, or transport a handgun as a condition of governmental employment; or

10 (2) a retired law enforcement officer of the State or a county or municipal  
11 corporation of the State.

12 (e) The applicant may pay a fee under this section by a personal check, business  
13 check, certified check, or money order.

14 **(F) FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, AND FOR EACH FISCAL**  
15 **YEAR THEREAFTER, FEES PAID UNDER THIS SECTION SHALL BE ALLOCATED TO THE**  
16 **FIRST RESPONDERS KILLED OR DISABLED IN THE LINE OF DUTY FUND**  
17 **ESTABLISHED UNDER TITLE 4, SUBTITLE 8 OF THIS ARTICLE.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 October 1, 2018.