



**MSBA Bill Report 2A - Negligence,  
Insurance, and Workers' Compensation  
Law (2024.01.23)**

**January 23, 2024**

Workers' Compensation Law (2024.01.23)

**[MD - HB403 End-of-Life Option Act \(The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act\)](#)**

Last Action: Text - First - End-of-Life Option Act (The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act) (January 18, 2024)

Primary Sponsor: Delegate Terri L. Hill (D)

Committees:

Health and Government Operations (House)

Judiciary (House)

Summary:

Authorizing an individual to request aid in dying by making certain requests; establishing requirements and prohibitions governing aid in dying, including requirements related to requests for aid in dying, consulting physicians, mental health assessments, the disposal of drugs prescribed for aid in dying, health care facility policies, and the effect of aid in dying on insurance policies; authorizing a pharmacist to dispense medication for aid in dying only to certain individuals under certain circumstances; etc.

Cross-filed Bill: SB443

**[MD - HB430 Firearms - Liability Insurance - Public Wearing and Carrying](#)**

Last Action: Text - First - Firearms - Liability Insurance - Public Wearing and Carrying (January 18, 2024)

Primary Sponsor: Delegate Terri L. Hill (D)

Committees:

Economic Matters (House)

Judiciary (House)

Summary:

Altering the circumstances under which a person is disqualified from possessing a regulated firearm, a rifle, and a shotgun; prohibiting a person from wearing or carrying a firearm under certain circumstances unless the person has obtained certain liability insurance related to wearing and carrying a firearm up to \$300,000; providing for the form and issuance of a citation for a violation of the Act; etc.

**[MD - SB413 Discrimination - Military Status - Prohibition](#)**

Last Action: Hearing 2/08 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Senator Dawn Gile (D)

Committee: Judicial Proceedings (Senate)

Scheduled Hearing:

Judicial Proceedings (Senate)

**Date:** February 8, 2024

**Time:** 1:00pm (EST)

**Location:** East Miller Senate Building, Room 2, Annapolis, MD

Summary:

Prohibiting discrimination based on military status with regard to public accommodation, housing, employment, financial transactions, education, insurance, the provision of public utility services, and State personnel actions.

Statutes Amended:

12-305,

12-503,

12-603,

12-702,

12-704 Article - Commercial Law

13-303,

2-206,

26-701,

26-703,

26-704 Article - Education

15-1A-22,

2-202 Article - Insurance

17-402,

17-402.1,

7-507 Article - Public Utilities

19-342,

19-355,

2-1001,

2-1002,

2-1003,

2-1004 Article - Health - General

20-101,

20-1103,

20-302,

20-304,

20-401,

20-402,

20-501,  
20-601,  
20-602,  
20-603,  
20-604,  
20-605,  
20-606,  
20-610,  
20-702,  
20-704,  
20-705,  
20-707 Article - State Government

2-302 Article - State Personnel and Pensions

8-707 Article - Human Services

**MD - SB427 Public Health Overdose and Infectious Disease Prevention Services Program**

Last Action: Text - First - Public Health Overdose and Infectious Disease Prevention Services Program (January 19, 2024)

Primary Sponsor: Senator Shelly Hettleman (D)

Committee: Finance (Senate)

Summary:

Authorizing a community-based organization, with the approval of the Maryland Department of Health, to establish an Overdose and Infectious Disease Prevention Services Program to provide a location for the consumption of preobtained drugs, provide sterile needles, administer first aid, and certain other services; authorizing a Program to bill the insurance carrier of an individual who uses the services; authorizing the Department to approve not more than six programs, preferably two in urban, two in rural, and two in suburban areas; etc.

Statutes Amended:

24-2401 through 24-2406 Article - Health - General

**MD - SB431 Workers' Compensation - Occupational Disease Presumption - Long COVID (Home of the Brave Act of 2024)**

Last Action: Text - First - Workers' Compensation - Occupational Disease Presumption - Long COVID (Home of the Brave Act of 2024) (January 19, 2024)

Primary Sponsor: Senator Jeff Waldstreicher (D)

Committee: Finance (Senate)

Summary:

**Workers' Compensation Law (2024.01.23)**

Establishing that governmental essential workers are presumed to have an occupational disease that is compensable under workers' compensation law after being diagnosed with long COVID under certain circumstances; and applying the Act retroactively.

**[MD - SB443 End-of-Life Option Act \(The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act\)](#)**

Last Action: Text - First - End-of-Life Option Act (The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act) (January 22, 2024)

Primary Sponsor: Senator Jeff Waldstreicher (D)

Committee: Judicial Proceedings (Senate)

Summary:

Authorizing an individual to request aid in dying by making certain requests; establishing requirements and prohibitions governing aid in dying, including requirements related to requests for aid in dying, consulting physicians, mental health assessments, the disposal of drugs prescribed for aid in dying, health care facility policies, and the effect of aid in dying on insurance policies; authorizing a pharmacist to dispense medication for aid in dying only to certain individuals under certain circumstances; etc.

Cross-filed Bill: HB403

**[MD - SB452 Courts - Prohibited Liability Agreements - Recreational Facilities](#)**

Last Action: Text - First - Courts - Prohibited Liability Agreements - Recreational Facilities (January 22, 2024)

Primary Sponsor: Senator Jill P. Carter (D)

Committee: Judicial Proceedings (Senate)

Summary:

Establishing that a provision in a contract or agreement relating to the use of a recreational facility that purports to limit the recreational facility's liability, or release the recreational facility from or indemnify or hold harmless the recreational facility against liability, for injury caused by or resulting from the negligence or other wrongful acts of the recreational facility or its agents or employees is void and unenforceable under certain circumstances.

Cross-filed Bill: HB162

Statutes Amended:

5-401.2 Article - Courts and Judicial Proceedings

Workers' Compensation Law (2024.01.23)

[MD - SB476 Workers' Compensation - Occupational Disease Presumptions - First Responders \(Caring for Public Employees in the Safety Professions - CAPES Act\)](#)

Last Action: Text - First - Workers' Compensation - Occupational Disease Presumptions - First Responders (Caring for Public Employees in the Safety Professions - CAPES Act) (January 22, 2024)

Primary Sponsor: President

Committee: Finance (Senate)

Summary:

Providing that certain firefighters, fire fighting instructors, rescue squad members, advanced life support unit members, and members of the Office of the State Fire Marshal who have thyroid, colon, or ovarian cancer are presumed, under certain circumstances, to have an occupational disease that was suffered in the line of duty and is compensable under workers' compensation law.

Statutes Amended:

9-503 Article - Labor and Employment

[MD - SB485 Family and Medical Leave Insurance Program - Modifications](#)

Last Action: Text - First - Family and Medical Leave Insurance Program - Modifications (January 23, 2024)

Primary Sponsor: Senator Antonio Hayes (D)

Committee: Finance (Senate)

Summary:

Modifying provisions of law governing application, administration, and enforcement of the Family and Medical Leave Insurance Program, including provisions related to the payment of contributions, the calculation of the average weekly wage, the submission of claims for benefits, the application of the Program to self-employed individuals, the satisfaction of Program requirements through private employer plans or insurance, and the use of contributions or other funding by the Secretary of Labor.

Statutes Amended:

8.3-101,

8.3-102,

8.3-201,

8.3-302,

8.3-403,

8.3-601,

8.3-701,

8.3-703,

8.3-705,

8.3-903,

8.3-905,

8.3-906 Article - Labor and Employment