

which, together with his premium or tax due the State Accident Fund for the first six months, may be collected by the Commission in the same manner and with the same effect as provided in Section 22 of this Article for the collection of premiums or taxes in default.

In exercising the discretion conferred upon it by this section and Section 14 of this Article, the State Industrial Accident Commission shall consider the reputation of any insurance company or association, in which any such employer may desire to insure, for promptness and fairness in the settlement of compensation claims, without unreasonable resistance on the part of any such insurance company or association, and shall also consider the financial strength of the employer, the number of employees employed, the degree of hazard to employees engaged in the employment, the likelihood or danger of several employees being injured or killed by one and the same accident, the relative influence, the different methods, by which compensation may be assured under this Article, are likely to exert upon the employer and his employees for the prevention of accidents, and any other facts or conditions bearing upon the security and promptness of payment of the compensation and the prevention of accidents.

Where superior court of Baltimore city confirms an award made by the industrial accident commission against a surety company for injuries to employee while engaged in work which (as between surety and the principal) was not covered by terms of the policy, surety may recover payments on account of the award from principal. *Prayers. Pleas. U. S. F. & G. Co. v. Taylor*, 132 Md. 514.

This section referred to in upholding constitutionality of workmen's compensation law—see notes to sec. 14. *Solvuca v. Ryan & Reilly Co.*, 131 Md. 281.

This section referred to in construing sec. 58—see notes thereto. *Hagerstown v. Schreiner*, 135 Md. 653 (decided prior to act of 1920, ch. 456). And see *Jirout v. Gebelein*, 142 Md. 698.

This section referred to in construing sec. 56—see notes thereto. *Brenner v. Brenner*, 127 Md. 194.

See notes to sec. 14.

State Accident Fund.

An. Code, sec. 16. 1914, ch. 800, sec. 16. 1916, ch. 597, sec. 16.

16. The State industrial Accident Commission is hereby authorized and directed to create and establish a fund to be known as the "State Accident Fund," for the purpose of insuring employers against liability under this article and to their employees and their dependents the payment of the compensation specified in this article. Such fund shall consist of all premiums or taxes received and paid into the fund and of property and securities acquired and interest earned through the use of moneys belonging to the fund. Said fund shall be administered by the Commission and shall be applicable to the payment of losses sustained on account of insurance and to the payment of expenses in the manner provided in this article.

An. Code, sec. 17. 1914, ch. 800, sec. 17. 1916, ch. 597, sec. 17. 1922, ch. 321.

17. For the purpose of creating such State Accident Fund each employer insured in this Fund or required to be insured therein by this Article shall pay into the State Treasury the premiums of liability based upon and being such percentage of the pay roll of such employer, as may have