

CHAPTER 895.

(Senate Bill 252)

AN ACT to repeal and re-enact, with amendments, Sections 35 and 37 of Article 101 of the Annotated Code of Maryland (1943 Supplement), title "Workmen's Compensation," sub-title "Claims and Compensation; Benefits," Section 35 having been amended by Chapter 336 of 1945, and both sections having been recodified by Chapter 528 of 1945, relating to the time within which a hernia injury shall be reported, eliminating the provision limiting the time for which compensation for hernia may be paid, providing that certain disability payments which are unpaid at the employee's death shall be paid to his surviving dependents only and increasing the weekly and total maximum amount payable for certain disabilities.

SECTION 1. *Beit enacted by the General Assembly of Maryland.* That Sections 35 and 37 of Article 101 of the Annotated Code of Maryland (1943 Supplement), title "Workmen's Compensation," sub-title "Claims and Compensation; Benefits," Section 35 having been amended by Chapter 336 of 1945, and both sections having been recodified by Chapter 528 of 1945, be and they are hereby repealed and re-enacted, with amendments, to read as follows:

35. Each employee (or in the case of death his family or dependents) entitled to receive compensation under this Article shall receive the same in accordance with the following schedule and except as in this Article otherwise provided, such payment shall be in lieu of any and all rights of action whatsoever against any person whomsoever.

(1) (Permanent Total Disability.) In case of total disability, adjudged to be permanent, sixty-six and two-thirds per centum of the average weekly wages shall be paid to the employee during the continuance of such total disability, not to exceed a maximum of twenty-five dollars per week and not less than a minimum of ten dollars per week, unless the employee's established weekly wages are less than ten dollars per week at the time of the injury, in which event he shall receive compensation in an amount equal to his average weekly wages, but not to exceed a total of \$7,500. Loss, or loss of use of both hands, or both arms, or both feet or both legs, or both eyes, or of any two thereof, shall, in the absence of conclusive proof to the contrary, constitute permanent total disability. In all other cases permanent