

CHAPTER 477.

(House Bill 60)

AN ACT to repeal and re-enact, with amendments, Section 79A of Article 101 of the Annotated Code of Maryland (1939 Edition), title "Workmen's Compensation", sub-title "Miscellaneous", as said section was enacted by Chapter 288 of the Acts of 1941, prohibiting the insurer from setting up certain defenses in certain compensation cases.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 79A of Article 101 of the Annotated Code of Maryland (1939 Edition), title "Workmen's Compensation", sub-title "Miscellaneous", as said section was enacted by Chapter 288 of the Acts of 1941, be and it is hereby repealed and re-enacted, with amendments, to read as follows:

79A. In any proceeding for the enforcement of a claim for compensation under this Article on behalf of any employee, if the State Accident Fund or the insurance carrier, as the case may be, has accepted from his employer a premium or premiums on compensation insurance (either alone or in connection with other insurance) with respect to such employee, such Fund or carrier shall be estopped from asserting, as a defense to such claim, that such employee was a casual employee or was not engaged in an extra-hazardous employment or that the employment is excluded from the provisions of this Article or was not carried on for pecuniary gain.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1943.

Approved May 4, 1943.

CHAPTER 478.

(House Bill 80)

AN ACT to repeal and re-enact, with amendments, Sub-section (3) of Section 48 of Article 101 of the Annotated Code of Maryland (1939 Edition), title "Workmen's Compensation", sub-title "Claims and Compensation; Benefits", as said sub-section was amended by Chapter 626 of the Acts of 1941, increasing the compensation for the total loss of hearing of both ears.