

title "Workmen's Compensation", sub-title "Application of Article; Extra-Hazardous Employments", relating to the effect of the findings of the Medical Board as to reports filed with the State Industrial Accident Commission.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 28 of Article 101 of the Annotated Code of Maryland (1951 Edition), title "Workmen's Compensation", sub-title "Application of Article; Extra Hazardous Employments", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

28. The Medical Board shall file with the State Industrial Accident Commission the records of all proceedings had before the Medical Board, including transcript of the testimony of all witnesses appearing on behalf of the claimant and the employer, together with its own report and findings upon all medical questions involved in the claim. Included in such record shall be the findings of the Medical Board, determining the nature of the disease, the extent of injury and the degree of disability sustained by the claimant.

Upon the filing of the record of the proceedings by the Medical Board, the State Industrial Accident Commission shall send a certified copy of such findings to the claimant or claimants and to the employer and his insurance carrier, if any. In the event that either the claimant or claimants or the employer or the insurance carrier shall feel aggrieved by any decision of the Medical Board, either party may, within thirty (30) days after the filing with the State Industrial Accident Commission of the record of the proceedings before the Medical Board as herein provided, file a petition with the State Industrial Accident Commission, requesting the State Industrial Accident Commission to review the record and the proceedings before the Medical Board. If no petition for review has been filed with the State Industrial Accident Commission within said thirty-day period from the filing of the Medical Board's findings and report, the State Industrial Accident Commission shall render its decision or award, which shall conform to the findings in such report and the decision of the Medical Board as to medical questions. In the event that a petition for review by the State Industrial Accident Commission of the findings and report of the Medical Board has been filed, as herein provided, the State Industrial Accident Commission shall review the proceedings, findings and report of the Medical Board, and upon the record thus made shall render its decision or award upon all issues referred to the Medical Board [, provided, however, that upon such review the findings of the Medical Board upon all medical questions shall be presumed to be correct and such findings shall not be set aside or reversed if there is legally sufficient evidence in the record to support such findings]. In any hearing, as provided for in Sections 21-29 of this Article, held by the State Industrial Accident Commission in any case to determine any controversial questions, no finding of fact by the State Industrial Accident Commission shall be subject to be reviewed or be set aside, reversed or modified.

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1955.

Approved March 24, 1955.