

corporation in the State shall be liable to such fine and imprisonment as herein provided. [The deposition of fines levied against an employer under this section shall be in the manner provided under Section 16 of this article.] *Any such fines levied and collected from employers shall be paid into the Uninsured Employers' Fund.*

Uninsured Employer's Fund

85.

(a) *Notwithstanding any other provision of this article, when a claim for compensation is filed by an employee, or in case of death, by his dependents, and the employer has failed (1) to secure the payment of compensation in accordance with Section 16 of this article, (2) to make deposit of security in accordance with Section 16 of this article and (3) to make payment of compensation according to the terms of any award within thirty days thereafter, then, unless an application for review has been timely made or a notice of appeal has been timely served in the interim, the award shall be payable out of the Fund created under this subtitle in the manner and subject to the conditions hereinafter set forth.*

(b) *The Commission promptly after the elapse of the thirty day period shall notify the Fund in writing of the employer's default in making payment of the award. The Fund, within thirty days after the date of such notice, shall notify the Commission, in writing, whether it objects to the findings and decision on which the award is based, the award made, or the liability of the Fund for payment thereof. If the Fund notifies the Commission that it neither objects to said findings, decision, award, or the Fund's liability therefor, payment of the award shall be promptly made from the Fund in accordance with the terms thereof and the provisions of Section 87 of this Article. In the event the Fund shall notify the Commission that it objects to the findings, decision, award, or the liability of the Fund therefor, its objections shall be considered as an application for review pursuant to the provisions of Section 90 of this Article.*

(c) *Notwithstanding any other provision of this subtitle, awards made pursuant to Section 47 of this Article shall not be the liability of the fund and shall not be payable therefrom.*

86.

(a) *There is hereby created a fund which shall be known as the "Uninsured Employers' Fund" to provide for the payment of awards against uninsured defaulting employers in accordance with the provisions of this subtitle.*

(b) *For the purpose of establishing and maintaining this Fund, the Commission, upon rendering a decision with respect to any claim for compensation ~~under~~ AGAINST AN UNINSURED EMPLOYER AS DEFINED IN SECTION 97 OF this article shall impose an assessment in the sum of one hundred fifty dollars (\$150.-00) against the employer and direct its payment into the Fund in connection with each such claim wherein injury shall have occurred on or after the first day of January 1968, or in death cases, where death as the result of injury shall have occurred on or after said date.*