

SEC. 2. *And be it further enacted*, That the Board of Public Works shall provide out of the contingent funds of the Board the sum of Fifty Thousand Dollars (\$50,000) for the initial operation and administration of the Fund, which amount shall be repaid upon such terms and conditions as may be agreed upon by the Board and the Workmen's Compensation Commission.

SEC. 3. *And be it further enacted*, That this Act shall take effect June 1, 1967.

Approved April 14, 1967.

CHAPTER 153

(House Bill 471)

AN ACT to repeal and re-enact, with amendments, Sections 23(c), 26(a) and 39(a) and (b) of Article 101 of the Annotated Code of Maryland (1964 Replacement Volume), title "Workmen's Compensation," subtitles respectively, "Application of Article; Extra-Hazardous Employments," and "Claims and Compensation; Benefits," to change various times and limitations under the workmen's compensation laws on the filing of claims for injuries and diseases caused by ionizing radiation, and to change the period within which liability for compensation attaches to an employer for such injury or disease.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Sections 23(c), 26(a), and 39(a) and (b) of Article 101 of the Annotated Code of Maryland (1964 Replacement Volume), title "Workmen's Compensation," subtitles respectively, "Application of Article; Extra-Hazardous Employments," and "Claims and Compensation; Benefits," be and they are hereby repealed and re-enacted, with amendments, to read as follows:

23.

(c) An employer shall not be liable for any compensation for an occupational disease unless such disease, except in case of silicosis, asbestosis or other pulmonary dust disease, shall be due to the nature of an employment in which the hazards of such disease actually exist, ~~are characteristic of and peculiar to the trade, occupation, process, or employment,~~ AND TO A REASONABLE DEGREE OF MEDICAL CERTAINTY IS ATTRIBUTABLE TO HIS TYPE OF EMPLOYMENT, and is actually incurred in his employment and unless disablement or death results within one (1) year after the last injurious exposure to such disease in such employment, or, in case of death, unless death follows continuous disability from such disease, commencing within the period above limited, for which compensation has been paid or awarded or claim made as provided in this article, and results within seven (7) years after such last exposure. *The liability of an employer shall not be limited as provided by this subsection in the case of disease caused by ionizing radiation.*