

CHAPTER 409

(House Bill 270)

AN ACT concerning

Workmen's Compensation - Subsequent Injury Fund

FOR the purpose of providing that the Subsequent Injury Fund be discharged from further liability for further benefits and claims along with the employer and insurer under certain conditions.

BY repealing and reenacting, with amendments,

Article 101 - Workmen's Compensation  
Section 33(c) and (d) and 52  
Annotated Code of Maryland  
(1964 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 33(c) and (d) and 52 of Article 101 - Workmen's Compensation, of the Annotated Code of Maryland (1964 Replacement Volume and 1976 Supplement) be and they are hereby repealed and reenacted, with amendments, to read as follows:

Article 101 - Workmen's Compensation

33.

(c) Whenever by statute, charter, ordinances, resolution, regulation or policy adopted thereunder, whether as part of a pension system or otherwise, any benefit or benefits are furnished employees of employers covered under § 21 (a) (2) of this article, the dependents and others entitled to benefits under this article as a result of the death of such employees, the benefit or benefits when furnished by the employer shall satisfy and discharge pro tanto or in full as the case may be, the liability or obligation of the employer AND THE SUBSEQUENT INJURY FUND for any benefit under this article. If any benefits so furnished are less than those provided for in this article the employer OR THE SUBSEQUENT INJURY FUND, OR BOTH shall furnish the additional benefit as will make up the difference between the benefit furnished and the similar benefit required in this article.

(d) The Commission may determine whether any benefit provided by the employer is equal to or better than any benefit provided for in this article, and to render an award against the employers OR THE SUBSEQUENT INJURY FUND, OR BOTH to furnish additional benefit or benefits to make up the difference between the benefit