SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 101 - Workmen's Compensation

36.

Each employer (employee) (or in the case of death his family or dependents) entitled to receive compensation under this article shall receive the same in accordance with the following schedule and except as in this article otherwise provided, such payment shall be in lieu of any and all rights of action whatsoever against any person whomsoever.

(2) In case of temporary total disability, sixty-six and two-thirds per centum of the average weekly wages shall be paid to the employee during the continuance thereof, not to exceed a maximum of one hundred per centum of the average weekly wage of the State of Maryland as determined by the Department of Employment Security. The Department of Employment Security shall report the average weekly wage of the State of Maryland as of July 1, to the Workmen's Compensation Commission no later than December 15 of each year. The average weekly wage used for 1968 shall be that average weekly wage established by the Department of Employment Security as of July 1, 1967. In no case shall the employee receive less than a minimum of [twenty-five dollars] $50 per week unless the employee's established weekly wages are less than [twenty-five dollars] $50 per week at the time of the injury, in which event he shall receive compensation equal to his weekly wages. Nothing in this subsection shall be construed or applied to affect or change the law as to any such injury or strain which occurred prior to the effective date of this subsection, or to affect or change the law applicable to persons eligible for benefits as the result of an injury or injuries sustained when a different rate or percentage payment basis is effective.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.

Approved May 6, 1980.

CHAPTER 486

(House Bill 1784)

AN ACT concerning