

FOR the purpose of making certain employees who are involved in the training or racing of a racehorse for the purposes of the Workmen's Compensation Article, employees of the owner of the racehorse; and generally relating to workmen's compensation.

BY adding to

Article 101 - Workmen's Compensation
Section 21(b)(12) and (13)
Annotated Code of Maryland
(1979 Replacement Volume and 1983 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 101 - Workmen's Compensation

21.

(b) The following shall constitute employees subject to the provisions of this act, except as exempted under subsection (c) of this section:

(12) (I) ANY INDIVIDUAL PERFORMING SERVICES AS AN EXERCISE BOY OR GIRL, GROOM, OR HOT-WALKER IN CONNECTION WITH THE TRAINING OR RACING OF A THOROUGHBRED RACEHORSE AT A TRACK LICENSED BY OR A TRAINING CENTER RECOGNIZED BY THE MARYLAND RACING COMMISSION.

(II) SOLELY FOR THE PURPOSES OF THIS ACT, AN EXERCISE BOY OR GIRL, GROOM, OR HOT-WALKER SHALL BE DEEMED TO BE A NONCASUAL EMPLOYEE OF THE OWNER OF THE HORSE ON OR FOR WHICH HE OR SHE WAS PERFORMING SERVICES AT THE TIME OF THE INJURY. THE EMPLOYEE'S AVERAGE WEEKLY WAGE SHALL BE DEEMED TO BE THE TOTAL AVERAGE WEEKLY WAGE FOR ALL EMPLOYERS FOR WHOM THE EMPLOYEE PROVIDED SERVICES AS ENUMERATED IN PARAGRAPHS (12) AND (13) OF THIS SUBSECTION.

(13) (I) ANY JOCKEY RACING A RACEHORSE IN A SCHEDULED RACE AT A TRACK LICENSED BY THE MARYLAND RACING COMMISSION SHALL FOR THE PURPOSES OF THIS ACT BE DEEMED A NONCASUAL EMPLOYEE OF THE OWNER OF THE HORSE ON OR FOR WHICH HE OR SHE WAS PERFORMING SERVICES AT THE TIME OF THE INJURY. PERFORMING SERVICES IN CONNECTION WITH THE RIDING OF A THOROUGHBRED RACE HORSE AT A TRACK LICENSED BY OR AT A TRAINING CENTER RECOGNIZED BY THE MARYLAND RACING COMMISSION.

(II) SOLELY FOR THE PURPOSES OF THIS ACT, A JOCKEY SHALL BE DEEMED TO BE THE NONCASUAL EMPLOYEE OF THE OWNER OF THE HORSE ON OR FOR WHICH HE OR SHE WAS PERFORMING SERVICES AT THE TIME OF THE INJURY. THE EMPLOYEE'S AVERAGE WEEKLY WAGE SHALL