

CHAPTER 629

(Senate Bill 639)

AN ACT concerning

Wrongful Death Actions - Limitations -  
Occupational Diseases

FOR the purpose of altering a statute of limitations for the filing of a wrongful death action where the death is alleged to have been caused by an occupational disease;--~~defining certain terms;--and-making-stylistic-changes.~~

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings  
Section 3-904(g)  
Annotated Code of Maryland  
(1984 Replacement Volume and 1986 Supplement)

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

Article - Courts and Judicial Proceedings

3-904.

(g) (1) Except as provided in paragraph (2) of this subsection, an action under this subtitle shall be filed within three years after the death of the injured person.

(2) (i) In this paragraph "occupational disease" means a disease caused by exposure to any toxic substance in the person's workplace and contracted by a person in the course of the person's employment.

(ii) If an occupational disease was a cause of a person's death, an action shall be filed:

1. Within [5] ~~7~~ 10 years of the time of death; or

2. Within 3 years of the date when the cause of death was discovered, whichever is the shorter.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1987.

Approved June 2, 1987.