

WILLIAM DONALD SCHAEFER, Governor

Article 101 - Workmen's Compensation

66.

(2) [The Workmen's Compensation Commission shall assess an amount equal to five per centum (5%) on all awards rendered against such employer, or if insured, his insurance carrier, or the State Accident Fund, for permanent disability and death, including awards for disfigurement and mutilation and also on all amounts payable by an employer and his insurance carrier or the State Accident Fund in pursuance to settlement agreements approved by the Commission, as to awards and settlement agreements approved on and after June 1, 1963 to be made payable to the Subsequent Injury Fund.]

(A) THE WORKMEN'S COMPENSATION COMMISSION SHALL ASSESS A PERCENTAGE AMOUNT, TO BE MADE PAYABLE TO THE SUBSEQUENT INJURY FUND, ON ALL AWARDS RENDERED AGAINST AN EMPLOYER, OR, IF INSURED, THE EMPLOYERS INSURANCE CARRIER OR THE STATE ACCIDENT FUND, FOR PERMANENT DISABILITY AND DEATH, INCLUDING AWARDS FOR DISFIGUREMENT AND MUTILATION AND ALSO ON ALL AMOUNTS PAYABLE BY AN EMPLOYER OR HIS INSURANCE CARRIER OR STATE ACCIDENT FUND PURSUANT TO SETTLEMENT AGREEMENTS APPROVED BY THE COMMISSION AS FOLLOWS:

(I) 5 PERCENT AS TO AWARDS AND SETTLEMENT AGREEMENTS APPROVED ON AND AFTER JUNE 1, 1963 AND PRIOR TO JULY 1, 1987; AND

(II) 6 1/2 PERCENT AS TO ALL AWARDS AND SETTLEMENT AGREEMENTS APPROVED ON AND AFTER JULY 1, 1987.

(B) These payments shall be in addition to any payment of compensation to employees who are injured or sustain an occupational disease or their dependents otherwise provided in this article.

(C) The Director of the Subsequent Injury Fund shall promptly remit all such payments received by it to the Treasurer of the State of Maryland, to be held, managed and disbursed by him, as hereinafter provided. These payments received by the Treasurer from the [Workmen's Compensation Commission] SUBSEQUENT INJURY FUND shall constitute a special indemnity fund to be known as the "Subsequent Injury Fund." Such fund shall consist of the payments above referred to, together with any money or securities acquired by gift from the United States of America, or otherwise, and interest earned through the use of money belonging to the fund, all of which is hereinafter referred to as the "fund." The fund shall be disbursed by the Treasurer only for the purposes stated in this section, and shall not at any time be appropriated or diverted to any other use or purpose. The obligation of the bond of the Treasurer shall contain a provision securing the protection of the fund. The Treasurer shall invest any surplus