

one hundred dollars of the gross annual payroll of each employer in any class; provided, also that for the purpose of this subtitle, the pay of the employee partly within and partly without the State shall be deemed to be such proportion of the total pay of such employee as his service within the State bears to his service outside the State. The commissioners shall have the power to apply that form of rating system in the establishment of premiums which, in their judgment, is best calculated to merit or individually rate the risk most equitably, predicated upon the basis of their individual industrial accident experience, and to encourage and stimulate accident prevention; and shall develop fixed and equitable rules controlling such merit or individual rates. The commissioners shall also have power to establish and fix minimum premiums to be paid by any employer insured or insuring in the State Accident Fund, and to require the payment of the estimated premiums in advance. The commissioners, in their administration of the State Accident Fund, shall have the power to declare dividends to the subscribers or policyholders in the [fund] FUND, either in the form of cash refunds or credits, when the financial condition of the Fund is such, in the judgment of the commissioners, as to make such dividend declaration warranted and advisable.

## DRAFTER'S NOTE:

Error: Incorrect word usage and capitalization error in Article 101, § 74.

Occurred: Ch. 98, Acts of 1970.

91.

(d) (5) Notwithstanding the limit on the Fund balance provided in paragraph (4) of this subsection, if the Board determines that reserves are inadequate to meet anticipated losses, it may direct the Commission to assess an additional 1 percent under [subsection (c)(3) of this section] PARAGRAPH (3) OF THIS SUBSECTION.

## DRAFTER'S NOTE:

Error: Erroneous internal reference in Article 101, § 91(d)(5).

Occurred: Ch. 645, Acts of 1987.

Article - Agriculture

2-106.

(a) The following positions and units are included within the Department: