

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

Article - Labor and Employment

9-602.

(a) (1) Except as otherwise provided in this section, the average weekly wage of a covered employee shall be computed by determining the average of the weekly wages of the covered employee:

(i) when the covered employee is working on full time; and

(ii) at the time of:

1. the accidental personal injury; or

2. the last injurious exposure of the covered employee to the hazards of an occupational disease.

(2) For purposes of a computation under paragraph (1) of this subsection, wages shall include:

(i) tips; and

(ii) the reasonable value of housing, lodging, meals, rent, and other similar advantages that the covered employee received from the employer.

(3) If a covered employee establishes that, because of the age and experience of the covered employee at the time of the accidental personal injury or last injurious exposure to the hazards of the occupational disease, the wages of the covered employee could be expected to increase under normal circumstances, the expected increase may be taken into account when computing the average weekly wage of the covered employee under paragraph (1) of this subsection.

(L) (1) THIS SUBSECTION APPLIES ONLY TO A COVERED EMPLOYEE WHO:

(I) HAS SUFFERED:

(H) 1. A SERIOUS PERMANENT PARTIAL DISABILITY UNDER § 9-630 OF THIS TITLE; OR

(H) 2. A PERMANENT TOTAL DISABILITY UNDER § 9-637 OF THIS TITLE;

(IF) WAS CONCURRENTLY EMPLOYED BY MORE THAN ONE EMPLOYER AT THE TIME OF THE ACCIDENTAL PERSONAL INJURY;

(III) WORKED, ON AVERAGE, 20 HOURS PER WEEK OR LESS IN THE EMPLOYMENT IN WHICH THE ACCIDENTAL PERSONAL INJURY OCCURRED; AND

(IV) AS A RESULT OF THE ACCIDENTAL PERSONAL INJURY, IS UNABLE TO WORK AT ANY EMPLOYMENT THE COVERED EMPLOYEE WAS ENGAGED IN AT THE TIME OF THE ACCIDENTAL PERSONAL INJURY OR ANY SIMILAR TYPE OF EMPLOYMENT.