

the maximum limit of certain death benefits payable to a partly dependent individual and to ~~to~~ a surviving spouse who remarries; and generally relating to workers' compensation.

BY repealing and reenacting, without amendments,

Article - Labor and Employment

Section 9-682(a) ~~and (b)~~

Annotated Code of Maryland

(1999 Replacement Volume and 2001 Supplement)

BY repealing and reenacting, with amendments,

Article - Labor and Employment

Section 9-682 ~~(b), (c), (e) and (d)~~ (b), (c), and (d)

Annotated Code of Maryland

(1999 Replacement Volume and 2001 Supplement)

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

**Article - Labor and Employment**

9-682.

(a) If there are no individuals who were totally dependent on the deceased covered employee at the time of death, but there are individuals who were partly dependent, the employer or its insurer shall pay death benefit in accordance with this section.

(b) (1) The maximum weekly death benefit payable under this section shall equal two-thirds of the average weekly wage of the deceased covered employee, but may not exceed two-thirds of the State average weekly wage.

(2) The weekly death benefit payable under this section shall be the percentage of the maximum weekly death benefit under paragraph (1) of this subsection that:

(i) ~~the weekly earnings of each partly dependent individual bear to the average weekly wage of the deceased covered employee~~ THE DECEASED COVERED EMPLOYEE BEARS TO THE COMBINED WEEKLY EARNINGS OF THE DECEASED COVERED EMPLOYEE AND THE PARTLY DEPENDENT INDIVIDUALS ~~THE DECEASED COVERED EMPLOYEE BEARS TO THE COMBINED WEEKLY EARNINGS OF THE DECEASED COVERED EMPLOYEE AND THE PARTLY DEPENDENT INDIVIDUALS;~~ and

(ii) does not exceed the maximum weekly death benefit.

(c) ~~Except as otherwise provided in this section, the~~ THE employer or its insurer shall pay the weekly death benefit ~~FOR THE PERIOD OF DEPENDENCY~~ FOR:

(1) for the period of partial dependency; or