Subsection (a)(2) and (3) of this section is new language added to reflect that money in the Fund is not "moneys of the State" under Md. Constitution, Art. VI, § 3 and, consequently, SF § 6-226, which generally governs disposition of income from investments, is not applicable. This addition conforms to the recent practice of the State Treasurer. See the revisor's note to § 10-315 of this subtitle.

Subsection (b)(1), (2), and (4) of this section is new language derived without substantive change from former Art. 101, §§ 16A(g) and 91(a), as that subsection related to the use of the Fund, and the second sentence of § 94, as that sentence related to payment of experts and witnesses.

Subsection (b)(3) of this section is new language added in light of the references, in former Art. 101, §§ 92(b) and 100, to "expenses", "charges against the Fund" and "disbursements properly chargeable against the Fund".

Subsection (c) of this section is new language derived without substantive change from the first clause of former Art. 101, § 100.

In subsection (b)(1) of this section, the reference to an award "charged against the Fund" is substituted for the former reference to an award "against uninsured employers", since former Art. 101, § 90(a) required payment of unpaid awards against other employers. See § 9-1002 of this article.

In subsection (c) of this section, the words "all proper charges" are substituted for the former words "any compensation, benefits, expenses, fees or disbursements properly chargeable", to clarify that proper charges are not applied against assets individually.

The second clause of former Art. 101, § 100, which stated that "they shall not otherwise in any way or manner be liable for the making of any such payment", is deleted as surplusage.

Defined terms: "Board" § 10-301
"Fund" § 10-301

10-315. CUSTODIAN.

(A) STATE TREASURER.

THE STATE TREASURER IS CUSTODIAN OF THE FUND.

(B) SEGREGATION FROM STATE MONEY.

THE STATE TREASURER SHALL KEEP THE FUND SEPARATE FROM STATE MONEY.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the first sentence of former Art. 101, § 92(a), as that sentence related to custodianship of the Fund.