

(II) PUBLISH NOTICE OF THE OFFER ONCE A WEEK FOR 3 SUCCESSIVE WEEKS AFTER THE DOCUMENT IS SUBMITTED TO THE COMMISSION:

1. IN A NEWSPAPER PUBLISHED IN EACH COUNTY THROUGH WHICH THE CARRIER REGULARLY RUNS A FREIGHT OR PASSENGER TRAIN; AND

2. IF THE CARRIER REGULARLY RUNS A FREIGHT OR PASSENGER TRAIN WITHIN BALTIMORE CITY, IN 2 NEWSPAPERS PUBLISHED IN BALTIMORE CITY.

(3) THIRTY DAYS AFTER A COMMON CARRIER BY RAILROAD SUBMITS TO THE COMMISSION A DOCUMENT MAKING AN OFFER UNDER PARAGRAPH (2) OF THIS SUBSECTION, EACH EMPLOYEE OF THE CARRIER SHALL BE CONCLUSIVELY PRESUMED TO HAVE ENTERED INTO THE AGREEMENT UNLESS, WITHIN THE 30 DAYS, AN EMPLOYEE SUBMITS TO THE COMMISSION A WRITTEN NOTICE DECLINING THE OFFER.

(4) A COMMON CARRIER BY RAILROAD OR AN EMPLOYEE OF THE CARRIER MAY END AN AGREEMENT MADE UNDER THIS SUBSECTION ON THE PART OF THE CARRIER OR EMPLOYEE BY GIVING THE COMMISSION AT LEAST 30 DAYS' WRITTEN NOTICE OF INTENTION TO END THE AGREEMENT.

(5) IF A COMMON CARRIER BY RAILROAD OR AN EMPLOYEE OF THE CARRIER GIVES THE COMMISSION NOTICE OF INTENTION TO END THE AGREEMENT IN ACCORDANCE WITH PARAGRAPH (4) OF THIS SUBSECTION, THE AGREEMENT SHALL END ON THE PART OF THE CARRIER OR EMPLOYEE ON THE EFFECTIVE DATE OF THE NOTICE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 32 and the first and second clauses and the first 2 words of the third clause of the first sentence of § 51.

In subsection (a) of this section, the former word "contract" is deleted as included in the word "agreement".

The introductory language of subsection (a)(1) of this section, "[e]xcept as otherwise provided in this title", is added as a general reference to provisions that allow an election not to be subject to this title. See, e.g., § 9-206(b) of this title.

In subsection (a)(1)(ii) of this section, the word "right" is substituted for the former references to "the benefit of this article", to avoid confusion with specific benefits under this title.

In subsection (b)(1) of this section, the defined term "accidental injury" is substituted for the former language "personal injury by accident arising out of and in the course of such employment", for brevity and to conform to terminology used throughout this title.