

Subsection (c) of this section is new language that repeats the provisions of the first sentence of current Art. 65, § 16(a).

Subsection (d) of this section is new language derived without substantive change from former Art. 101, § 21(d)(3).

Subsection (e) of this section is new language that repeats the provisions of current Art. 88A, § 17A-2(g)(2).

Subsection (f) of this section is new language derived without substantive change from former Art. 101, § 34(c)(1).

In subsection (a)(1) and (2) of this section, the words "maintaining insurance" are substituted for the former words "[b]y insuring and keeping insured the payments of such compensation", for brevity. Similarly, in subsection (c) of this section, the words "maintaining insurance" are substituted for the former words "take out and thereafter maintain a policy or policies of insurance".

In subsection (a)(5) of this section, the reference to "maintaining" self-insurance is substituted for the former reference to "obtaining approval" to self-insure, to clarify that an employer who wants to self-insure must not only get approval but must actually maintain self-insurance.

In subsection (b) of this section, the word "Board" is substituted for the former word "Commissioners" to conform to Title 10, Subtitle 1 of this article.

In subsection (e) of this section, this reference to the "Board" of the Injured Workers' Insurance Fund is added to conform to subsection (b) of this section.

In subsection (f) of this section, the former phrase "or to their dependents in the case of death" is deleted as unnecessary in light of Subtitle 5 of this title.

Former Art. 101, § 16A(a)(6) is deleted as unnecessary since subsection (a) of this section makes it clear that an employer who self-insures or participates in a governmental self-insurance group is not also required to meet the requirements of Art. 48A, Subtitle 44 of the Code.

Former Art. 101, § 34(c)(3)(ii) and (6)(i), which required Howard County and Cecil County to secure compensation for volunteer fire fighters and volunteer rescue squad members through any method allowed under former Art. 101, § 16, is deleted as unnecessary in light of subsection (a) of this section.

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that the effect of present Art. 48A, § 608(d)(2) is unclear. Read literally, it would prohibit a governmental self-insurance group from participating in a self-insurance plan for a private group under subsection (a)(4) of this section, but would not prohibit an individual governmental unit from participating. The General Assembly may wish to clarify whether a governmental unit may participate in a self-insurance plan for a private group under subsection (a)(4) of this section.