

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 59.

In subsections (a) and (b) of this section, the references to "compensable hernia" and "occupational disease" are added to reflect the expanded scope of coverage of the workers' compensation law. When former Art. 101, § 59 was enacted in 1914, the workers' compensation law only covered accidental injuries. Subsequent enactments expanded the law to cover hernias, hearing loss, and occupational diseases. The new language reflects the expansion of coverage.

In subsection (a)(1) of this section, the word "repeal" is substituted for the former word "appeal", to correct an apparent typographical error.

Defined term: "Compensation" § 9-101

## SUBTITLE 6. BENEFITS.

### PART I. GENERAL PROVISIONS.

#### 9-601. CONSTRUCTION OF SUBTITLE.

A PROVISION OF THIS SUBTITLE MAY NOT BE CONSTRUED TO CHANGE:

(1) A LAW RELATING TO AN ACCIDENTAL INJURY OR AN OCCUPATIONAL DISEASE, THAT OCCURRED BEFORE THE EFFECTIVE DATE OF THE PROVISION AND FOR WHICH A CLAIM IS MADE UNDER THIS TITLE; OR

(2) THE PAYMENT BASIS IN EFFECT WHEN AN ACCIDENTAL INJURY OR AN OCCUPATIONAL DISEASE, FOR WHICH A CLAIM IS MADE UNDER THIS TITLE, OCCURRED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 36(9).

In the introductory language of this section, the word "subtitle" is substituted for the former word "section", to reflect the organization of this title.

Defined terms: "Accidental injury" § 9-101  
"Occupational disease" § 9-101

#### 9-602. AVERAGE WEEKLY WAGE.

##### (A) COMPUTATION — IN GENERAL.

(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: