

FOR THE PURPOSE OF COMPUTING THE AVERAGE WEEKLY WAGE OF A COVERED EMPLOYEE WHOSE WAGES FROM FULL-TIME EMPLOYMENT ARE PAID PARTLY BY AN EMPLOYER AND PARTLY BY THE UNITED STATES UNDER A FEDERAL VETERANS' BENEFIT LAW, THE WAGES OF THE COVERED EMPLOYEE SHALL BE THE TOTAL AMOUNTS JOINTLY PAID TO THE COVERED EMPLOYEE WHEN WORKING FULL TIME.

(J) VOLUNTEER DEPUTY SHERIFF OF CECIL COUNTY.

FOR THE PURPOSE OF COMPUTING THE AVERAGE WEEKLY WAGE OF A VOLUNTEER DEPUTY SHERIFF OF CECIL COUNTY WHO IS A COVERED EMPLOYEE UNDER § 9-233 OF THIS TITLE, THE WAGES OF THE COVERED EMPLOYEE SHALL BE:

(1) IF THE COVERED EMPLOYEE HAD OTHER EMPLOYMENT AT THE TIME OF THE ACCIDENTAL INJURY OR LAST INJURIOUS EXPOSURE, THE WAGES FROM THE OTHER EMPLOYMENT;

(2) IF THE COVERED EMPLOYEE HAD HAD OTHER EMPLOYMENT BUT WAS NOT OTHERWISE EMPLOYED AT THE TIME OF THE ACCIDENTAL INJURY OR LAST INJURIOUS EXPOSURE, THE WAGES LAST RECEIVED BY THE COVERED EMPLOYEE FROM THE OTHER EMPLOYMENT; OR

(3) IF THE COVERED EMPLOYEE HAD NEVER HAD OTHER EMPLOYMENT AT THE TIME OF THE ACCIDENTAL INJURY OR LAST INJURIOUS EXPOSURE, AN AMOUNT THAT ALLOWS MINIMUM COMPENSATION UNDER THIS TITLE.

REVISOR'S NOTE: Subsections (a) through (c) and (e) through (j) of this section are new language derived without substantive change from former Art. 101, §§ 21(d)(2), 33(c), 34(b), 35A(b), 35B(b), 35C(e), 46, and 67(8), the second clause of 23(b), and the second clause of 35(a)(1).

Subsection (d) of this section is new language that repeats the provisions of current ED § 8-401.1(b).

In subsection (a)(1)(ii) of this section, the former phrase "under such employer" is deleted as unnecessary in light of § 9-502, which provides that liability for an occupational disease may only be imposed on the employer in whose employment the covered employee was last injuriously exposed to the hazards of the occupational disease.

In subsection (a)(2)(ii) of this section, the word "meals" is substituted for the former word "board", for clarity.

In subsection (a)(3) of this section, the reference to the "last injurious exposure to the hazards of the occupational disease" is added to conform to subsection (a)(1)(ii)2 of this section.