

THE EMPLOYER OR ITS INSURER SHALL PAY THE COMPENSATION FOR THE PERIOD THAT THE COVERED EMPLOYEE IS TEMPORARILY TOTALLY DISABLED.

REVISOR'S NOTE: This section is new language derived without substantive change from the first and third sentences of former Art. 101, § 36(2)(i).

In the introductory language of subsection (a)(1) and in subsections (a)(2) and (b) of this section, the reference to "the employer or its insurer" is added to clarify that the employer or its insurer is responsible for paying compensation under this title and to conform to other provisions of this subtitle.

In subsection (a)(1)(i) of this section, the phrase "a maximum of one hundred per centum of", which formerly modified "the average weekly wage of the State of Maryland", is deleted as surplusage.

Also in subsection (a)(1)(i) of this section, the phrase "as determined by the Department of Economic and Employment Development", which formerly modified "the average weekly wage of the State of Maryland", is deleted as unnecessary in light of § 9-603 of this subtitle.

In subsection (a)(2) of this section, the reference to the "last injurious exposure to the hazards of the occupational disease" is added to conform to § 9-602(a)(1) of this subtitle.

As to the termination of temporary total disability benefits, see § 9-734 of this title.

Defined terms: "Accidental injury" § 9-101

"Covered employee" § 9-101

"Occupational disease" § 9-101

9-622. SAME — REOPENING.

(A) AMOUNT OF PAYMENT.

IF, UNDER AN INITIAL CLAIM FILED ON OR AFTER JANUARY 1, 1988, TEMPORARY TOTAL DISABILITY BENEFITS ARE REOPENED UNDER § 9-736(B) OF THIS TITLE, THE EMPLOYER OR ITS INSURER SHALL PAY THE COVERED EMPLOYEE COMPENSATION THAT EQUALS TWO-THIRDS OF THE AVERAGE WEEKLY WAGE OF THE COVERED EMPLOYEE, BUT:

(1) DOES NOT EXCEED THE LESSER OF:

(I) THE AVERAGE WEEKLY WAGE OF THE STATE ON THE DATE OF REOPENING; OR

(II) 150% OF THE INITIAL AWARD; AND

(2) IS NOT LESS THAN THE INITIAL AWARD.

(B) DURATION OF PAYMENT.