

(II) THE AGE, EXPERIENCE, OCCUPATION, AND TRAINING OF THE EMPLOYEE WHEN THE ACCIDENTAL INJURY OR OCCUPATIONAL DISEASE OCCURRED.

(2) IF THE COMMISSION DETERMINES THAT THE ACCIDENTAL INJURY OR OCCUPATIONAL DISEASE RESULTS IN INDUSTRIAL LOSS, THE COMMISSION MAY AWARD THE COVERED EMPLOYEE ADDITIONAL WEEKS OF COMPENSATION NOT TO EXCEED A TOTAL DISABILITY OF 75 WEEKS.

(K) OTHER CASES.

(1) IN ALL CASES OF PERMANENT PARTIAL DISABILITY NOT LISTED IN SUBSECTIONS (A) THROUGH (J) OF THIS SECTION, THE COMMISSION SHALL DETERMINE THE PERCENTAGE BY WHICH THE INDUSTRIAL USE OF THE COVERED EMPLOYEE'S BODY WAS IMPAIRED AS A RESULT OF THE ACCIDENTAL INJURY OR OCCUPATIONAL DISEASE.

(2) IN MAKING A DETERMINATION UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COMMISSIONER SHALL CONSIDER FACTORS INCLUDING:

(I) THE NATURE OF THE PHYSICAL DISABILITY; AND

(II) THE AGE, EXPERIENCE, OCCUPATION, AND TRAINING OF THE DISABLED COVERED EMPLOYEE WHEN THE ACCIDENTAL INJURY OR OCCUPATIONAL DISEASE OCCURRED.

(3) THE COMMISSION SHALL AWARD COMPENSATION TO THE COVERED EMPLOYEE IN THE PROPORTION THAT THE DETERMINED LOSS BEARS TO 500 WEEKS.

(4) COMPENSATION SHALL BE PAID TO THE COVERED EMPLOYEE AT THE RATES LISTED FOR THE PERIOD IN §§ 9-628 THROUGH 9-630 OF THIS PART IV OF THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 36(3)(d) through (i), the second sentence of (c), and the first sentence of (j).

In subsection (i)(2) of this section, the word "disfigurement" is substituted for the former word "injury", to conform to subsection (i)(1) of this section.

Defined terms: "Commission" § 9-101

"Compensation" § 9-101 "Covered employee" § 9-101

9-628. COMPENSATION FOR LESS THAN 75 WEEKS.

(A) "PUBLIC SAFETY EMPLOYEE" DEFINED.

IN THIS SECTION "PUBLIC SAFETY EMPLOYEE" MEANS: