

EMPLOYEE WEEKLY COMPENSATION THAT EQUALS TWO-THIRDS OF THE AVERAGE WEEKLY WAGE OF THE COVERED EMPLOYEE BUT DOES NOT EXCEED ONE-THIRD OF THE STATE AVERAGE WEEKLY WAGE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 36(3)(a)(ii).

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.

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.

Defined terms: "Compensation" § 9-101

"Covered employee" § 9-101

9-630. SERIOUS DISABILITY — COMPENSATION FOR 250 WEEKS OR MORE.

(A) IN GENERAL.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF A COVERED EMPLOYEE IS GIVEN AN AWARD OR A COMBINATION OF AWARDS RESULTING FROM 1 ACCIDENTAL INJURY OR OCCUPATIONAL DISEASE FOR 250 WEEKS OR MORE UNDER § 9-627 OF THIS SUBTITLE:

(I) THE COMMISSION SHALL INCREASE THE AWARD OR AWARDS BY ONE-THIRD THE NUMBER OF WEEKS IN THE AWARD OR AWARDS, COMPUTED TO THE NEAREST WHOLE NUMBER; AND

(II) THE EMPLOYER OR ITS INSURER SHALL PAY THE COVERED EMPLOYEE WEEKLY COMPENSATION THAT EQUALS TWO-THIRDS OF THE AVERAGE WEEKLY WAGE OF THE COVERED EMPLOYEE, BUT DOES NOT EXCEED 75% OF THE STATE AVERAGE WEEKLY WAGE.

(2) AN AWARD FOR DISFIGUREMENT OR MUTILATION UNDER § 9-627(1) OF THIS SUBTITLE MAY NOT BE USED TO MAKE UP THE 250 WEEKS UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(B) RELATION TO OTHER PROVISIONS.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, § 9-627 OF THIS SUBTITLE APPLIES TO COVERED EMPLOYEES WHO ARE COVERED BY THIS SECTION.

(2) TO THE EXTENT OF ANY INCONSISTENCY, THIS SECTION PREVAILS OVER § 9-627 OF THIS SUBTITLE.