

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that this section conflicts with § 9-714 of this subtitle. Section 9-714 of this subtitle allows the employer or its insurer to file issues contesting the compensability of a claim up to 30 days after the claim is filed. This section requires the Commission to make or deny an award within 30 days after the claim is filed. If issues contesting the compensation of the claim are not filed until 30 days after the claim is filed, the Commission cannot make or deny an award within 30 days after the claim is filed. The General Assembly may wish to consider reconciling this section with § 9-714 of this subtitle.

Defined term: "Commission" § 9-101

9-715. CONDUCT OF INVESTIGATIONS.

(A) IN GENERAL.

THE COMMISSION MAY CONDUCT AN INVESTIGATION IN THE MANNER THAT THE COMMISSION FINDS BEST TO:

(1) DETERMINE THE SUBSTANTIAL RIGHTS OF EACH PARTY;
AND

(2) CARRY OUT JUSTLY THE SPIRIT OF THIS TITLE.

(B) RULES OF EVIDENCE AND PROCEDURE.

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, THE COMMISSION IS NOT BOUND BY:

(1) ANY COMMON LAW OR STATUTORY RULE OF EVIDENCE;
OR

(2) ANY FORMAL OR TECHNICAL RULE OF PROCEDURE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 11.

Defined term: "Commission" § 9-101

9-716. SELF-INCRIMINATION — NOT EXCUSED.

(A) IN GENERAL.

IN ANY INVESTIGATION OR HEARING BY THE COMMISSION, A PERSON MAY NOT BE EXCUSED FROM TESTIFYING OR PRODUCING A DOCUMENT IN ACCORDANCE WITH AN ORDER OF THE COMMISSION OR ITS SECRETARY ON THE GROUND THAT THE TESTIMONY OR DOCUMENT MAY:

(1) TEND TO INCRIMINATE THE PERSON; OR

(2) SUBJECT THE PERSON TO A FORFEITURE OR PENALTY.