

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 36(2)(ii).

Defined terms: "Commission" § 9-101

"Covered employee" § 9-101

9-734. FRIVOLOUS PROCEEDINGS.

IF THE COMMISSION FINDS THAT A PERSON HAS BROUGHT A PROCEEDING UNDER THIS TITLE WITHOUT ANY REASONABLE GROUND, THE COMMISSION SHALL ASSESS AGAINST THE PERSON THE WHOLE COST OF THE PROCEEDING, INCLUDING REASONABLE ATTORNEY'S FEES.

REVISOR'S NOTE: This section is new language derived without substantive change from the first sentence of former Art. 101, § 57, except as that sentence related to a frivolous proceeding before a court.

Defined terms: "Commission" § 9-101

"Person" § 1-101

9-735. PRISONERS.

(A) SCOPE OF SECTION.

THIS SECTION APPLIES ONLY TO A PRISONER WHO IS A COVERED EMPLOYEE UNDER § 9-221 OF THIS TITLE.

(B) CLAIM APPLICATION.

A PRISONER WHO IS PERMANENTLY PARTIALLY DISABLED OR TEMPORARILY TOTALLY DISABLED SHALL FILE A CLAIM WITH THE COMMISSION IN ACCORDANCE WITH THIS SUBTITLE.

(C) INITIAL DETERMINATION.

(1) AFTER A PRISONER HAS FILED A CLAIM, THE COMMISSION SHALL DECIDE ANY ISSUE OF COVERAGE OR COMPENSABILITY.

(2) UNTIL THE PRISONER IS DISCHARGED BY PARDON, PAROLE, OR EXPIRATION OF SENTENCE, THE COMMISSION MAY NOT:

(I) HOLD A HEARING ON OR DETERMINE A PERMANENT PARTIAL DISABILITY OR PERMANENT TOTAL DISABILITY OF THE PRISONER; OR

(II) MAKE AN AWARD TO THE PRISONER.

(D) DISCHARGE.

(1) WHEN THE PRISONER IS DISCHARGED FROM A CORRECTIONAL INSTITUTION, THE INSTITUTION PROMPTLY SHALL NOTIFY THE COMMISSION OF THE DISCHARGE.