

In the introductory language of subsection (a) of this section, the phrase "file an order of appeal" is substituted for the former word "initiated", for clarity.

In subsection (b) of this section, the former phrase "so that the said appeal may be heard on its merits in the court having jurisdiction to hear the same" is deleted as surplusage.

In subsection (c) of this section, the former word "impartial" is deleted as unnecessary in light of the word "fair".

Also in subsection (c) of this section, the word "transfer" is substituted for the former language "order and direct the record of proceedings in such appeal to be transmitted", for brevity and to conform to subsection (b) of this section.

Defined terms: "Accidental injury" § 9-101

"Occupational disease" § 9-101

"Person" § 1-101

9-739. RECORD, STATEMENT IN PLACE OF RECORD, OR STIPULATION.

(A) FILING WITH CIRCUIT COURT.

A CERTIFIED COPY OF THE RECORD OF THE PROCEEDINGS OF THE COMMISSION, INCLUDING ANY TRANSCRIPT OF TESTIMONY, A STATEMENT OF FACTS IN PLACE OF THE RECORD, OR STIPULATIONS SHALL BE FILED WITH THE CIRCUIT COURT IN ACCORDANCE WITH SUBTITLE B OF THE MARYLAND RULES.

(B) COST OF RECORD.

SUBJECT TO A FINAL ALLOCATION OF COSTS BY THE CIRCUIT COURT AT THE CONCLUSION OF THE APPEAL, THE COST OF A CERTIFIED COPY OF THE RECORD OF THE PROCEEDINGS OF THE COMMISSION, INCLUDING A TRANSCRIPT OF TESTIMONY, SHALL BE PAID:

(1) IF THE COURT ON ITS OWN INITIATIVE ORDERS THAT A COPY BE FILED, BY THE PARTY THAT THE COURT SPECIFIES IN ITS ORDER; OR

(2) UNLESS THE COURT ORDERS OTHERWISE, BY THE PARTY THAT REQUESTS THE COPY.

REVISOR'S NOTE: This section is new language derived without substantive change from the seventh sentence of former Art. 101, § 56(a).

9-740. SCHEDULING OF APPEAL.

AN APPEAL FROM THE COMMISSION HAS PRECEDENCE OVER ALL OTHER CASES EXCEPT CRIMINAL CASES.

REVISOR'S NOTE: This section is new language derived without substantive change from the fourteenth sentence of former Art. 101, § 56(a).