

throughout the revised articles of the Code to denote the authorization of a corporation or partnership to operate a business through which the practice of a particular occupation is conducted.

Defined terms: "Commission" § 9-101

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

"Fund" § 9-1001

9-1003. SUBROGATION TO RIGHTS OF CLAIMANT.

(A) IN GENERAL.

IF THE FUND MAKES PAYMENT TO A COVERED EMPLOYEE OR THE DEPENDENTS OF A COVERED EMPLOYEE AS DIRECTED BY THE COMMISSION, THE FUND IS SUBROGATED TO THE RIGHTS OF THE COVERED EMPLOYEE OR DEPENDENTS AGAINST THE UNINSURED EMPLOYER.

(B) CIVIL ACTION; CRIMINAL PROSECUTION.

THE FUND MAY:

(1) INSTITUTE A CIVIL ACTION TO RECOVER THE MONEY PAID UNDER THE AWARD;

(2) REFER THE MATTER TO THE APPROPRIATE AUTHORITY FOR PROSECUTION UNDER § 9-1108 OF THIS TITLE; OR

(3) DO BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 90(d).

Also in subsection (a) of this section, the former phrase "as set forth in § 96" is deleted for accuracy, since former Art. 101, § 96 — now § 9-1004 of this subtitle — concerns subrogation of the rights of an uninsured employer rather than of a covered employee or the dependents of a covered employee.

Defined terms: "Commission" § 9-101

"Covered employee" § 9-101 "Fund" § 9-1001

"Uninsured employer" § 9-101

9-1004. SUBROGATION TO RIGHTS OF UNINSURED EMPLOYER.

(A) IN GENERAL.

IF THE FUND PAYS COMPENSATION TO A COVERED EMPLOYEE OR THE DEPENDENTS OF A COVERED EMPLOYEE, THE FUND IS SUBROGATED TO THE RIGHTS OF THE UNINSURED EMPLOYER UNDER THIS TITLE.

(B) RECOVERY BY FUND.