(C) CORPORATE OFFICERS.

IF THE EMPLOYER IS A CORPORATION, THE OFFICER OF THE CORPORATION WHO HAS RESPONSIBILITY FOR THE GENERAL MANAGEMENT OF THE CORPORATION IN THE STATE IS SUBJECT TO THE FINE AND IMPRISONMENT SPECIFIED IN SUBSECTION (A) OR (B) OF THIS SECTION.

(D) DISPOSITION OF FINES.

(1) A FINE IMPOSED ON AN EMPLOYER UNDER THIS SECTION SHALL BE:

(I) PAID TO THE STATE TREASURY AND CREDITED TO THE COMMISSION; AND

(II) USED TO PAY, WHOLLY OR PARTLY, AN AWARD MADE AGAINST THE EMPLOYER BY THE COMMISSION.

(2) A DISBURSEMENT UNDER THIS SUBSECTION SHALL BE MADE IN THE SAME MANNER AS A DISBURSEMENT OF OTHER MONEY OF THE COMMISSION.

(3) ANY PART OF THE FINE THAT IS NOT REQUIRED TO PAY AN AWARD SHALL BE TRANSFERRED TO THE GENERAL FUND OF THE STATE.

(E) REMITTANCE OF PENALTY.

A COURT MAY REMIT A PENALTY ONLY IF THE EMPLOYER WHO IS IN DEFAULT:

(1) SECURES PAYMENT OF COMPENSATION IN ACCORDANCE WITH § 9–402 OF THIS TITLE; AND

(2) PAYS OR SECURES PAYMENT OF ALL COMPENSATION AND OTHER BENEFITS AWARDED AGAINST THE EMPLOYER UNDER THIS TITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 16A(b).

In subsection (a) of this section, the reference to "an employer who self insures under § 9–405 of this title or participates in a governmental self–insurance group under § 9–404 of this title" is substituted for the former reference to "[a]ny employer, subject to the provisions of this article" to clarify that only employers who self insure or participate in a governmental self–insurance group are required to apply to the Commission for approval of a self–insurance plan under this title.

Also in subsection (a) of this section, the word "refuses" is deleted as unnecessary in light of the word "fails".