

9-504.

Except as otherwise provided, an employer shall provide compensation in accordance with this title to a covered employee for a hernia caused by an accidental personal injury or by a strain arising out of and in the course of employment if:

(1) the covered employee provides definite proof that satisfies the Commission that:

(i) the hernia did not exist before the accidental personal injury or strain occurred; or

(ii) as a result of the accidental personal injury or strain, a preexisting hernia has become so aggravated, incarcerated, or strangulated that an immediate operation is needed; and

(2) notwithstanding any other provision of this title about notice, the ACCIDENTAL PERSONAL injury or strain was reported to the employer within 30 days after its occurrence.

DRAFTER'S NOTE:

Error: Inconsistent terminology in § 9-504 of the Labor and Employment Article.

Occurred: Ch. 8, Acts of 1991.

9-510.

(a) Except as provided in subsection (b) of this section, if the provisions of this title that provide compensation for an accidental personal injury, compensable hernia, or occupational disease are adjudicated invalid or repealed, a covered employee or a dependent of a covered employee, who would have been entitled to compensation, may bring any action within the earlier of:

(1) 1 year after the adjudication or repeal; or

(2) the time allowed by law for bringing any action for an accidental personal injury, compensable hernia, or occupational disease, not counting the time between the occurrence of the accidental personal injury, compensable hernia, or occupational disease OR RESULTING DEATH and the adjudication or repeal.

DRAFTER'S NOTE:

Error: Omitted phrase in § 9-510(a) of the Labor and Employment Article.

Occurred: Ch. 8, Acts of 1991.