
By: Delegate Donoghue

Introduced and read first time: January 31, 1996

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Subsequent Injury Fund - Property and Casualty Insurance Guaranty Corporation**

3 FOR the purpose of providing that the Property and Casualty Insurance Guaranty

4 Corporation is not subject to the assessment payable to the Subsequent Injury Fund.

5 BY repealing and reenacting, with amendments,

6 Article - Labor and Employment

7 Section 9-806

8 Annotated Code of Maryland

9 (1991 Volume and 1995 Supplement)

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

11 MARYLAND, That the Laws of Maryland read as follows:

12 **Article - Labor and Employment**

13 9-806.

14 (a) The Commission shall impose an assessment of 6.5%, payable to the

15 Subsequent Injury Fund, on:

16 (1) each award against an employer or its insurer for permanent disability or
17 death, including awards for disfigurement and mutilation; AND

18 (2) each amount payable by an employer or its insurer under a settlement
19 agreement approved by the Commission[]; and

20 (3) each amount payable under item (1) or (2) of this subsection by the
21 Property and Casualty Guaranty Corporation on behalf of an insolvent insurer].

22 (b) In computing the amount of an assessment, the Commission shall round off
23 any fractional dollar to the nearest whole dollar.

24 (c) Payment of an assessment under this section is in addition to any payment of
25 compensation to a covered employee who has sustained an accidental personal injury,
26 occupational disease, or compensable hernia or a dependent of the covered employee, as
27 provided in this title.

28 (d) (1) The Director of the Subsequent Injury Fund promptly shall remit to the
29 State Treasurer each payment of assessment received by the Subsequent Injury Fund.

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1 (2) The State Treasurer shall hold, manage, and disburse the money in
2 accordance with Title 10, Subtitle 3 of this article.

3 (e) (1) The assessment imposed under this section is for payment of claims
4 submitted to the Subsequent Injury Fund and is not a tax intended to benefit the State.

5 (2) THE ASSESSMENT IMPOSED UNDER THIS SECTION DOES NOT APPLY
6 TO THE PROPERTY AND CASUALTY INSURANCE GUARANTY CORPORATION.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 1996.