



Maryland
Hospital Association

March 8, 2022

To: The Honorable Delores G. Kelley, Chair, Senate Finance Committee

Re: Letter of Opposition - Senate Bill 10 - Workers' Compensation - COVID-19 Occupational Disease Presumption

Dear Chair Kelley:

On behalf of the Maryland Hospital Association's (MHA) 60 member hospitals and health systems, we appreciate the opportunity to comment in opposition to Senate Bill 10. Workers' compensation benefit is an employee safeguard that allows financial protection for an employee whose job may result in danger or injury. Like many other industries, hospitals value and appreciate the importance of workers' compensation to replace wages for employees who are injured within the scope of work. With the emergence of the COVID-19 virus and subsequent variants, hospitals worked to provide a safe environment for employees and adapt and adhere to constantly changing guidance. Maryland hospitals continue to follow to the latest CDC guidelines to properly protect employees, as well as patients and visitors, and to combat the rise in COVID-19 infections.

As this novel virus continues to evolve, hospitals have taken significant steps to support the health and safety of their employees. To advance these efforts, many Maryland hospitals offered on-demand COVID-19 testing specifically for hospital employees to reduce the COVID-19 infection rate. Additionally, hospitals established contact tracing practices that allow employers to better monitor cases and protect employees. Moreover, Maryland hospitals continue to provide sufficient PPE, enact protective procedures, and disseminate necessary information to ensure employee safety.

Ultimately, the proposed bill would place an unfair presumption against hospitals by requiring them to assume liability when an employee contracts COVID-19—which is widespread and airborne in all of our communities. With the evolution of COVID-19 variants, epidemiologists have not developed a system for scientists to determine a causal link of contraction to an employer. If SB 10 is passed, hospitals will be liable for the autonomous actions of their employees without proof they contracted the virus at work.

For these reasons, we urge an unfavorable report on SB 10.

For more information, please contact:
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