

HOUSE BILL 431

Unofficial Copy  
K1

1998 Regular Session  
8r0675

---

By: **Delegates Exum, Dembrow, Frank, Howard, Hurson, Pendergrass, B. Hughes, Kirk, Harrison, Fulton, Watson, Boston, Barve, Gordon, and Goldwater**

Introduced and read first time: February 4, 1998  
Assigned to: Economic Matters

---

Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 6, 1998

---

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Workers' Compensation - Death Benefits for Partly Dependent Spouses**  
3 **Individuals**

4 FOR the purpose of increasing the maximum death benefit amount a ~~partly~~  
5 ~~dependent spouse~~ partly dependent individuals may receive under the  
6 Maryland Workers' Compensation Law; and providing for the application of this  
7 Act.

8 BY repealing and reenacting, with amendments,  
9 Article - Labor and Employment  
10 Section 9-682(c) and (d)  
11 Annotated Code of Maryland  
12 (1991 Volume and 1997 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Labor and Employment**

16 9-682.

17 (c) Except as otherwise provided in this section, the employer or its insurer  
18 shall pay the weekly death benefit:

19 (1) for the period of partial dependency; or

1                   (2)     ~~(I)     FOR A PARTLY DEPENDENT SPOUSE, UNTIL \$45,000 HAS BEEN~~  
2 ~~PAID; AND~~

3                                 ~~(II)     FOR ANY OTHER INDIVIDUAL,~~ until \$17,500 \$45,000 has been  
4 paid.

5     (d)     (1)     Subject to paragraph (2) of this subsection, if a surviving spouse who  
6 is partly dependent remarries and does not have dependent children at the time of the  
7 remarriage, the employer or its insurer shall make payments to the surviving spouse  
8 for 2 years after the date of the remarriage.

9                   (2)     The total of the payments made before the remarriage may not  
10 exceed [~~\$17,500~~] \$45,000.

11     SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this  
12 Act shall apply to any death occurring on or after October 1, 1998.

13     ~~SECTION 2. 3.~~ AND BE IT FURTHER ENACTED, That this Act shall take  
14 effect October 1, 1998.