

SENATE BILL 314

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1999 Regular Session  
9r1623  
CF 9r1866

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By: **Senators Exum, Mitchell, Della, Conway, and Teitelbaum**  
Introduced and read first time: February 5, 1999  
Assigned to: Finance

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A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation - Offset of Benefits**

3 FOR the purpose of clarifying that certain workers' compensation benefits should be  
4 offset only for a payment of certain disability retirement benefits; and generally  
5 relating to the offset of workers' compensation benefits.

6 BY repealing and reenacting, with amendments,  
7 Article - Labor and Employment  
8 Section 9-610(a)  
9 Annotated Code of Maryland  
10 (1991 Volume and 1998 Supplement)

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

13 **Article - Labor and Employment**

14 9-610.

15 (a) (1) Except for benefits subject to an offset under § 29-118 of the State  
16 Personnel and Pensions Article, if a statute, charter, ordinance, resolution,  
17 regulation, or policy, regardless of whether part of a pension system, provides a  
18 benefit to a covered employee of a governmental unit or a quasi-public corporation  
19 that is subject to this title under § 9-201(2) of this title or, in case of death, to the  
20 dependents of the covered employee, payment of the benefit by the employer satisfies,  
21 to the extent of the payment, the liability of the employer and the subsequent injury  
22 fund for payment of SIMILAR benefits under this title.

23 (2) If a benefit paid under paragraph (1) of this subsection is less than  
24 the benefits provided under this title, the employer, the Subsequent Injury Fund, or  
25 both shall provide an additional benefit that equals the difference between the benefit  
26 paid under paragraph (1) of this subsection and the benefits provided under this title.

1           (3)       The computation of an additional benefit payable under paragraph  
2 (2) of this section shall be done at the time of the initial award and may not include  
3 any cost of living adjustment after the initial award.

4       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 1999.