By: **Delegate McHale**
Introduced and read first time: February 11, 2000
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation - Temporary Total Benefits - Jurisdiction of the**
3 **Commission**

4 FOR the purpose of expanding the circumstances under which the Workers'
5   Compensation Commission retains jurisdiction pending an appeal to include a
6   request for temporary total benefits; and authorizing the Commission, under
7   certain circumstances, to pass a certain supplemental order that an employer
8   provide temporary total benefits pending an appeal.

9 BY repealing and reenacting, with amendments,
10   Article - Labor and Employment
11   Section 9-742
12   Annotated Code of Maryland
13   (1999 Replacement Volume)

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

16   **Article - Labor and Employment**

17 9-742.

18   (a)   The Commission retains jurisdiction pending an appeal to consider:

19   (1)   a request for additional medical treatment and attention; AND

20   (2)   A REQUEST FOR TEMPORARY TOTAL BENEFITS.

21   (b)   (1)   If the Commission finds that a covered employee needs additional
22 medical attention pending an appeal, the Commission may pass a supplemental order
23 requiring the employer to provide additional medical treatment and attention.

24   (2)   IF THE COMMISSION FINDS THAT A COVERED EMPLOYEE NEEDS
25 TEMPORARY TOTAL BENEFITS PENDING AN APPEAL, THE COMMISSION MAY PASS A
26 SUPPLEMENTAL ORDER REQUIRING THE EMPLOYER TO PROVIDE THE EMPLOYEE
27 WITH TEMPORARY TOTAL BENEFITS.

1   (c)   A supplemental order passed by the Commission under this section is
2 subject to review on the pending appeal.

3   (d)   When an appeal that is pending relates solely to a penalty imposed by the
4 Commission, the Commission retains jurisdiction over all matters in the case other
5 than imposition of the penalty.

6   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2000.