
By: **Delegates Moe, Frush, Harrison, Hill, Love, and McHale**
Introduced and read first time: February 7, 2002
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation - Payment of Compensation - Temporary Partial**
3 **Disability**

4 FOR the purpose of modifying the compensation payable to temporarily partially
5 disabled covered employees under the Workers' Compensation Law; and
6 generally relating to workers' compensation.

7 BY repealing and reenacting, with amendments,
8 Article - Labor and Employment
9 Section 9-615
10 Annotated Code of Maryland
11 (1999 Replacement Volume and 2001 Supplement)

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

14 **Article - Labor and Employment**

15 9-615.

16 (a) (1) Subject to paragraph (2) of this subsection, if the wage earning
17 capacity of a covered employee is less while temporarily partially disabled, the
18 employer or its insurer shall pay the covered employee compensation that equals
19 [50%] 66 2/3% of the difference between:

20 (i) the average weekly wage of the covered employee; and

21 (ii) the wage earning capacity of the covered employee in the same
22 or other employment while temporarily partially disabled.

23 (2) The compensation payable under paragraph (1) of this subsection
24 may not exceed [50% of] the State average weekly wage.

25 (b) The employer or its insurer shall pay the weekly compensation for the
26 period that the covered employee is temporarily partially disabled.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2002.