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By: **Senator Astle**  
Introduced and read first time: January 31, 2002  
Assigned to: Finance

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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.