Unofficial Copy
K1

2004 Regular Session
4lr1874

D. D.L. and Change

By: Delegate Simmons

Introduced and read first time: February 4, 2004

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 Workers' Compensation - Uninsured Employers - Penalties

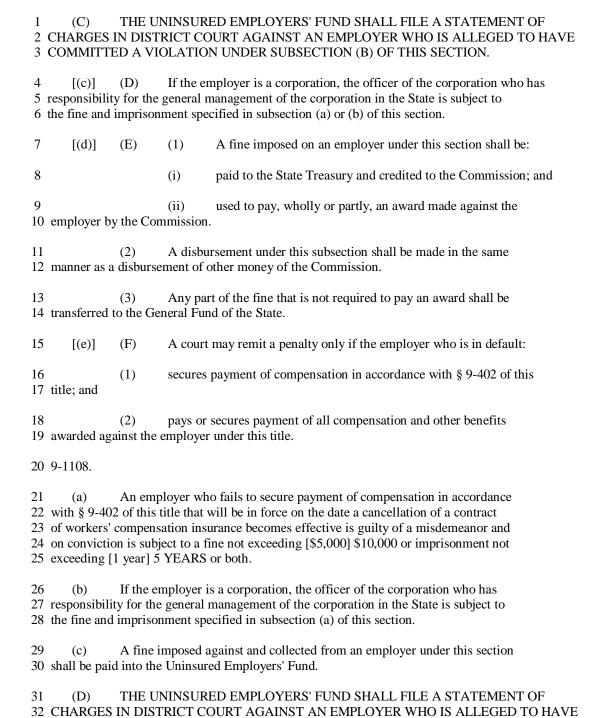
- 3 FOR the purpose of increasing certain penalties for an employer who fails to pay, or
- 4 secure payment of, certain compensation under workers' compensation law;
- 5 requiring the Uninsured Employers' Fund to file a statement of charges in
- 6 District Court against an employer for an allegation of certain violations; and
- 7 generally relating to uninsured employers under workers' compensation law.
- 8 BY repealing and reenacting, with amendments,
- 9 Article Labor and Employment
- 10 Section 9-1107 and 9-1108
- 11 Annotated Code of Maryland
- 12 (1999 Replacement Volume and 2003 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 9-1107.

- 17 (a) An employer who self insures under § 9-405 of this title or participates in
- 18 a governmental self-insurance group under § 9-404 of this subtitle and fails to apply
- 19 to the Commission for approval of the self-insurance plan of the employer or
- 20 governmental self-insurance group in accordance with § 9-403 of this subtitle is
- 21 guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$5,000 or
- 22 imprisonment not exceeding 1 year or both.
- 23 (b) An employer who is subject to this title and fails to secure payment of
- 24 compensation in accordance with § 9-402 of this title or fails to pay an award of
- 25 compensation is guilty of a misdemeanor and on conviction is subject to a fine not
- 26 exceeding [\$5,000] \$10,000 or imprisonment not exceeding [1 year] 5 YEARS or both.

34

35 October 1, 2004.



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

33 COMMITTED A VIOLATION UNDER THIS SECTION.