
By: **Delegates Wood, Elmore, and Mitchell**
Introduced and read first time: February 6, 2004
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation - Accidental Personal Injury - Definition**

3 FOR the purpose of altering the definition of "accidental personal injury" under
4 workers' compensation law to require that an accidental injury that arises out of
5 and in the course of employment must result from a certain cause or from a
6 certain condition of employment; providing for the application of this Act; and
7 generally relating to the definition of "accidental personal injury" under
8 workers' compensation law.

9 BY repealing and reenacting, with amendments,
10 Article - Labor and Employment
11 Section 9-101(b)
12 Annotated Code of Maryland
13 (1999 Replacement Volume and 2003 Supplement)

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 9-101.

18 (b) "Accidental personal injury" means:

19 (1) an accidental injury RESULTING FROM SOME UNUSUAL STRAIN OR
20 EXERTION OF THE EMPLOYEE OR FROM AN UNUSUAL CONDITION OF EMPLOYMENT
21 that arises out of and in the course of employment;

22 (2) an injury caused by a willful or negligent act of a third person
23 directed against a covered employee in the course of the employment of the covered
24 employee; or

25 (3) a disease or infection that naturally results from an accidental injury
26 that arises out of and in the course of employment, including:

27 (i) an occupational disease; and

1 (ii) frostbite or sunstroke caused by a weather condition.

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to an
3 accidental personal injury occurring on or after October 1, 2004.

4 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2004.