

SENATE BILL 113

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2004 Regular Session  
4r0672  
CF 4r0251

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By: **Senator Astle**

Introduced and read first time: January 21, 2004

Assigned to: Finance

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A BILL ENTITLED

1 AN ACT concerning

2 **Workers' Compensation - Accidental Injury - Unusual Activity**

3 FOR the purpose of altering the definition of "accidental personal injury" as it  
4 pertains to workers' compensation laws, to include an injury that arises out of  
5 unusual activity under certain circumstances; providing for the application of  
6 this Act; and generally relating to the definition of "accidental injury" under the  
7 workers' compensation laws.

8 BY repealing and reenacting, with amendments,  
9 Article - Labor and Employment  
10 Section 9-101(b)  
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 9-101.

17 (b) "Accidental personal injury" means:

18 (1) an accidental injury that arises:

19 (I) out of and in the course of employment; AND

20 (II) OUT OF UNUSUAL ACTIVITY;

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

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

- 1                   (i)       an occupational disease; and
- 2                   (ii)       frostbite or sunstroke caused by a weather condition.

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

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