

(PRE-FILED)

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By: **Senator Kittleman**  
 Requested: November 15, 2004  
 Introduced and read first time: January 12, 2005  
 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 accidental injury that  
5 arises out of unusual or extraordinary activity; and generally relating to  
6 workers' compensation.

7 BY repealing and reenacting, with amendments,  
8 Article - Labor and Employment  
9 Section 9-101(b)  
10 Annotated Code of Maryland  
11 (1999 Replacement Volume and 2004 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 9-101.

16 (b) "Accidental personal injury" means:

17 (1) an accidental injury that arises:

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

19 (II) OUT OF UNUSUAL OR EXTRAORDINARY ACTIVITY;

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

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

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(i) an occupational disease; and

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

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

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October 1, 2005.