
By: **Delegate Rudolph**
 Introduced and read first time: January 20, 2006
 Assigned to: Economic Matters

Committee Report: Favorable with amendments
 House action: Adopted
 Read second time: March 21, 2006

CHAPTER_____

1 AN ACT concerning

2 **Cecil County - Workers' Compensation - Students in Unpaid Work-Based**
 3 **Learning Experiences –~~Waiver~~**

4 FOR the purpose of authorizing ~~a county board of education~~ the Cecil County Board of
 5 Education to waive the requirement that a participating employer reimburse
 6 the county for the cost of certain workers' compensation insurance coverage for
 7 students placed in an unpaid work-based learning experience; and generally
 8 relating to the waiver of workers' compensation reimbursement in connection
 9 with unpaid work-based learning experiences.

10 BY repealing and reenacting, with amendments,
 11 Article - Education
 12 Section 7-114
 13 Annotated Code of Maryland
 14 (2004 Replacement Volume and 2005 Supplement)

15 BY repealing and reenacting, without amendments,
 16 Article - Labor and Employment
 17 Section 9-228(c)
 18 Annotated Code of Maryland
 19 (1999 Replacement Volume and 2005 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 21 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Education

2 7-114.

3 (a) In this section, "unpaid work-based learning experience" means a program
4 that provides a student with structured employer-supervised learning that:

5 (1) Occurs in the workplace;

6 (2) Links with classroom instruction;

7 (3) Is coordinated by a county board; and

8 (4) Is conducted in accordance with the terms of an individual written
9 work-based learning agreement between the county board of education placing a
10 participating student and the employer of that participating student.

11 (b) A student who has been placed with an employer in an unpaid work-based
12 learning experience coordinated by a county board is a covered employee of that
13 employer, as defined in Title 9 of the Labor and Employment Article, for the purposes
14 of coverage under the State workers' compensation laws.

15 (c) (1) The participating employer where a student is placed in an unpaid
16 work-based learning experience under this section shall secure workers'
17 compensation coverage for that student.

18 (2) The participating employer may satisfy its obligation to secure
19 workers' compensation coverage under this subsection if the county board that places
20 the student in the unpaid work-based learning experience chooses to secure workers'
21 compensation coverage for that student.

22 (d) (1) The county board that places a student with an employer in an
23 unpaid work-based learning experience under this section may secure workers'
24 compensation coverage for that student.

25 (2) [If] SUBJECT TO SUBSECTION (E), IF a county board chooses to
26 secure workers' compensation coverage under this subsection, the participating
27 employer shall reimburse the county board in an amount equal to the lesser of:

28 (i) The cost of the premium for the workers' compensation
29 insurance coverage; or

30 (ii) A fee of \$250.

31 (E) A THE CECIL COUNTY BOARD MAY WAIVE THE REQUIREMENT FOR
32 REIMBURSEMENT UNDER SUBSECTION (D)(2) OF THIS SECTION.

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Article - Labor and Employment

2 9-228.

3 (c) (1) A student is a covered employee when the student has been placed
4 with an employer in an unpaid work-based learning experience coordinated by a
5 county board under § 7-114 of the Education Article.

6 (2) For purposes of this title, the employer for whom the student works
7 in the unpaid work-based learning experience is the employer of the student.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2006.