

HOUSE BILL 485

K1

8lr2441

By: **Delegates Miller, Burns, Kirk, Krysiak, and Love**

Introduced and read first time: January 30, 2008

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Injured Workers' Insurance Fund – Advertising**

3 FOR the purpose of repealing a requirement that the Board for the Injured Workers'
4 Insurance Fund have a certain plan to promote the services of the Fund;
5 establishing a requirement that the Board develop a certain plan to promote
6 workplace safety; prohibiting the Board from using certain funds for certain
7 advertisements; and generally relating to the Injured Workers' Insurance Fund.

8 BY repealing and reenacting, without amendments,
9 Article – Labor and Employment
10 Section 10–101(a), (c), and (e), 10–117, 10–118, and 10–122
11 Annotated Code of Maryland
12 (1999 Replacement Volume and 2007 Supplement)

13 BY repealing
14 Article – Labor and Employment
15 Section 10–114(b)
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 2007 Supplement)

18 BY adding to
19 Article – Labor and Employment
20 Section 10–114(b)
21 Annotated Code of Maryland
22 (1999 Replacement Volume and 2007 Supplement)

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

25 **Article – Labor and Employment**
26 10–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) In this subtitle the following words have the meanings indicated.

2 (c) “Board” means the Board for the Injured Workers’ Insurance Fund.

3 (e) “Fund” means the Injured Workers’ Insurance Fund.

4 10–114.

5 [(b) (1) The Board shall have a plan to promote the services of the Fund to
6 employers in the State.

7 (2) As part of the plan, the Board may prepare a pamphlet about the
8 Fund and provide copies to each county for distribution to businesses with personal
9 property tax bills.]

10 **(B) (1) THE BOARD SHALL DEVELOP A PLAN TO PROMOTE SAFETY IN**
11 **THE WORKPLACE TO EMPLOYERS IN THE STATE.**

12 **(2) AS PART OF THE PLAN, THE BOARD MAY USE THE FUND FOR**
13 **ADVERTISEMENTS IN PRINT, TELEVISION, OR OTHER MEDIA THAT THE BOARD**
14 **DEEMS APPROPRIATE AND COST EFFECTIVE.**

15 **(3) THE BOARD MAY NOT USE THE FUND FOR ANY**
16 **ADVERTISEMENTS DESIGNED TO PROMOTE THE SERVICES OF THE FUND.**

17 10–117.

18 The Board:

19 (1) shall use the Fund to insure employers against liability under Title
20 9 of this article; and

21 (2) may use the Fund:

22 (i) to provide employer’s liability insurance; and

23 (ii) on behalf of a policyholder, to pay benefits equal to benefits
24 allowed under:

25 1. a compensation law of another state; or

26 2. a federal compensation law.

27 10–118.

28 (a) The Fund shall consist of:

- 1 (1) premiums for insurance that the Fund issues;
- 2 (2) income from investments under § 10–122 of this subtitle;
- 3 (3) interests on deposits or investments of money from the Fund;
- 4 and
- 5 (4) the money that the Attorney General collects under § 10–133(c) of
- 6 this subtitle on debts.

7 (b) The Fund shall include each security or other property that is acquired

8 with money of the Fund.

9 (c) The Board shall use the Fund to pay all of the expenses under this

10 subtitle, including losses on insurance that the Fund issues.

11 10–122.

12 If, at any time, the amount of money in the Fund exceeds the amount that the

13 Board considers necessary for immediate use, the excess shall be invested in any

14 investment authorized under Title 5, Subtitle 6 of the Insurance Article for insurance

15 companies.

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

17 October 1, 2008.