

the disability resulting solely from such additional accidental injury. No such waiver shall be effective unless the preexisting permanent partial disability shall be plainly described therein, nor unless the same be executed by the employee with knowledge of its contents prior to the time of the accident upon which the claim is based.

In the absence of any waiver of preexisting permanent partial disability, the Commission in determining any case involving a subsequent accidental injury shall apportion and make award only for the permanent disability caused by the subsequent accidental injury.

(c) The compensation for the foregoing specific injury shall be paid in addition to, and consecutively with, the compensation hereinafter provided in subsection (2) of this section.

(D) If any employee dies from any cause or causes not compensable under this [[SUBSECTION]] article, the right to any compensation payable under this SUBSECTION TO THE EXTENT OF \$45,000.00, unpaid at the date of his death, shall survive to his surviving dependents as the Commission may determine, if there be such surviving dependents, and if there be none such, then to his wife and children under twenty one years of age if there was, at the time of his death, a legal obligation on the part of said employee to support his wife, and if there was no such obligation, then to his children under twenty-one, if any, alone.

36.

(8)(a) In case the injury causes death within the period of [five] SEVEN years FROM THE DATE OF THE ACCIDENT the benefits shall be in the amounts and to the persons following: If there are wholly dependent persons at the time of death, the payment shall be sixty-six and two-thirds per centum of the average weekly wages OF THE DECEASED EMPLOYEE, not to exceed, however, a maximum of sixty-six and two-thirds per centum of the average weekly wage of the State of Maryland as determined by the Department of Employment Security, as provided in § 36(2) of this article and not less than a minimum of twenty-five dollars per week unless the deceased employee's established weekly wages were less than twenty-five dollars per week at the time of the injury in which event the compensation shall be an amount equal to the average weekly wages, and to continue [for no more than five hundred weeks after the date of death and not to amount to more than a maximum of twenty-seven thousand five hundred dollars (\$27,500) nor less than a minimum of three thousand six hundred and fifty dollars (\$3,650)] TO BE PAID DURING TOTAL DEPENDENCY BUT NOT TO EXCEED \$45,000.00, EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION. IF A SURVIVING WIFE, HUSBAND, OR CHILD CONTINUES TO BE TOTALLY DEPENDENT AFTER THE TOTAL AMOUNT OF \$45,000.00 HAS BEEN PAID, FURTHER PAYMENTS TO THE SURVIVING WIFE, HUSBAND, OR CHILD SHALL BE PAID AT THE SAME WEEKLY RATE DURING HIS OR HER TOTAL DEPENDENCY. IF A SURVIVING WIFE, HUSBAND OR CHILD, EXCEPT AS SET FORTH IN PARAGRAPH (D) HEREIN, WHO IS WHOLLY DEPENDENT AT THE TIME OF DEATH BECOMES THEREAFTER WHOLLY OR PARTIALLY SELF-SUPPORTING, PAYMENTS SHALL NEVERTHELESS CONTINUE UNTIL THE TOTAL SUM OF \$45,000.00 HAS BEEN PAID, AND THEREAFTER FURTHER BENEFITS SHALL CEASE. IT IS THE INTENTION HEREIN THAT A SURVIVING WIFE OR HUSBAND WHO IS WHOLLY DEPENDENT AT THE TIME OF DEATH SHALL RECEIVE AT LEAST THE TOTAL SUM OF \$45,000.00, EVEN THOUGH SHE OR HE BECOMES WHOLLY OR PARTIALLY SELF-SUPPORTING BEFORE THAT SUM IS PAID. THE COMMISSION HAS CONTINUING