

WHICH OCCURRED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION. THIS SECTION SHALL APPLY ONLY TO INJURIES OCCURRING ON OR AFTER JULY 1, 1975.]]

(4) (a) In all other cases of disability other than those specifically enumerated disabilities set forth in subsection (3) of this section, which disability is partial in character, but permanent in quality, the Commission shall determine the portion or percentage by which the industrial use of the employee's body was impaired as a result of the injury and in determining such portion or percentage of impairment resulting in [an] industrial loss, the Commission shall take into consideration, among other things, the nature of the physical injury, the occupation, experience, training and age of the injured employee at the time of injury, and shall award compensation in such proportion as the determined loss bears to the sum of \$17,500, the said compensation to be paid weekly at the rate of sixty-six and two-thirds per centum of the average weekly wages, in no case to exceed [thirty-five dollars per week, and not less than a minimum of twenty-five dollars per week unless the employee's established weekly wages are less than twenty-five dollars per week at the time of the injury, in which event he shall receive compensation equal to his full wages, subject to reconsideration of the degree of such impairment by the Commission on its own motion or upon application of any party in interest.] THIRTY-THREE AND ONE-THIRD PER CENTUM OF THE STATE AVERAGE WEEKLY WAGE AS DETERMINED BY THE DEPARTMENT OF EMPLOYMENT SECURITY. THE DEPARTMENT OF EMPLOYMENT SECURITY SHALL REPORT THE AVERAGE WEEKLY WAGE OF THE STATE OF MARYLAND AS OF JULY 1, TO THE WORKMEN'S COMPENSATION COMMISSION NO LATER THAN DECEMBER 15TH OF EACH YEAR. IN NO CASE SHALL THE EMPLOYEE RECEIVE LESS THAN A MINIMUM OF FIFTY DOLLARS PER WEEK UNLESS THE EMPLOYEE'S ESTABLISHED WEEKLY WAGES ARE LESS THAN FIFTY DOLLARS PER WEEK AT THE TIME OF INJURY IN WHICH EVENT HE SHALL RECEIVE COMPENSATION EQUAL TO HIS WEEKLY WAGES. [[NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED OR APPLIED TO CHANGE THE LAW AS TO ANY SUCH INJURY OR STRAIN WHICH OCCURRED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION. THIS SECTION SHALL APPLY ONLY TO INJURIES OCCURRING ON OR AFTER JULY 1, 1975.]]

(4a) A person who, from one accident, receives an award of compensation for a period of two hundred and fifty (250) weeks or more under subsections (3) or (4) or a combination of both, is thereby considered to have a serious disability; except any award for disfigurement or mutilation under subsection (3) (f) of this section shall not be considered [in the] A determination of [a] serious disability. The weeks for such award shall be increased by one third (computed to the nearest whole number); and