

Approved May 11, 2000.

CHAPTER 398

(House Bill 612)

AN ACT concerning

Workers' Compensation - Temporary Total Disability Benefits - Jurisdiction of the Commission

FOR the purpose of expanding the circumstances under which the Workers' Compensation Commission retains jurisdiction pending an appeal to include a request for temporary total disability benefits; and authorizing the Commission, under certain circumstances, to pass a certain supplemental order that an employer provide temporary total benefits pending an appeal; providing that this Act may not be construed to prevent the Commission from ordering a certain offset or credit; providing that the insurer or self-insurer is entitled to a certain offset or credit under certain circumstances; and generally relating to the jurisdiction of the Commission.

BY repealing and reenacting, with amendments,

Article - Labor and Employment

Section 9-742

Annotated Code of Maryland

(1999 Replacement Volume)

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

Article - Labor and Employment

9-742.

(a) The Commission retains jurisdiction pending an appeal to consider:

(1) a request for additional medical treatment and attention; AND

(2) A REQUEST FOR TEMPORARY TOTAL DISABILITY BENEFITS, PROVIDED THAT THE COVERED EMPLOYEE'S TEMPORARY TOTAL DISABILITY BENEFITS WERE GRANTED IN THE ORDER ON APPEAL, AND WERE TERMINATED BY THE INSURER OR SELF-INSURER PENDING ADJUDICATION OR RESOLUTION OF THE APPEAL.

(b) (1) If the Commission finds that a covered employee needs additional medical attention pending an appeal, the Commission may pass a supplemental order requiring the employer to provide additional medical treatment and attention.

(2) IF THE COMMISSION FINDS THAT A COVERED EMPLOYEE NEEDS EMPLOYEE'S TEMPORARY TOTAL DISABILITY BENEFITS WERE TERMINATED