

HOUSE BILL 876

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By: **Chair, Economic Matters Committee (By Request – Departmental – Uninsured Employers’ Fund)**

Introduced and read first time: January 29, 2021

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Uninsured Employers’ Fund and Subsequent Injury Fund – Amount of**
3 **Assessment on Awards and Settlements – Sunset Extension**

4 FOR the purpose of extending to a certain date the termination provision relating to the
5 percentages of certain assessments imposed by the Workers’ Compensation
6 Commission payable to the Uninsured Employers’ Fund and the Subsequent Injury
7 Fund; and generally relating to assessments related to the Uninsured Employers’
8 Fund and the Subsequent Injury Fund.

9 BY repealing and reenacting, without amendments,
10 Article – Labor and Employment
11 Section 9–806(a)(1) and 9–1007(a)(1)
12 Annotated Code of Maryland
13 (2016 Replacement Volume and 2020 Supplement)

14 BY repealing and reenacting, with amendments,
15 Chapter 495 of the Acts of the General Assembly of 2020
16 Section 2

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

19 **Article – Labor and Employment**

20 9–806.

21 (a) (1) The Commission shall impose an assessment of 5.5%, payable to the
22 Subsequent Injury Fund, on:

23 (i) each award against an employer or its insurer for permanent

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 disability or death, including awards for disfigurement and mutilation;

2 (ii) except as provided in paragraph (2) of this subsection, each
3 amount payable by an employer or its insurer under a settlement agreement approved by
4 the Commission; and

5 (iii) each amount payable under item (i) or (ii) of this paragraph by
6 the Property and Casualty Guaranty Corporation on behalf of an insolvent insurer.

7 9–1007.

8 (a) (1) Except as provided in subsection (b) of this section, the Commission
9 shall impose against an employer or, if insured, its insurer an assessment equal to 2% of:

10 (i) each award against the employer for permanent disability or
11 death, including awards for disfigurement or mutilation; and

12 (ii) except as provided in paragraph (2) of this subsection, each
13 amount payable by the employer or its insurer under a settlement agreement approved by
14 the Commission.

15 **Chapter 495 of the Acts of 2020**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2020. It shall remain effective for a period of [1 year] **2 YEARS** and, at the end of June
18 30, [2021] **2022**, this Act, with no further action required by the General Assembly, shall
19 be abrogated and of no further force and effect.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
21 1, 2021.