

## Chapter 208

(Senate Bill 53)

AN ACT concerning

### Workers' Compensation – Average Weekly Wage – Militia

FOR the purpose of authorizing, for the purpose of computing the average weekly wage for workers' compensation benefits for specified members of the organized militia, the use of actual wages earned by the member in the member's civilian employment at the time of entry into State active duty; and generally relating to the computation of the average weekly wage of members of the organized militia of the State.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–602(f)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2009 Supplement)

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

#### Article – Labor and Employment

9–602.

(f) For the purpose of computing the average weekly wage of a member of the organized militia of the State who is a covered employee under § 9–215 of this title, the wages of the covered employee shall be the greater of:

(1) the wage provided for active duty in § 13–406(b) of the Public Safety Article; **[or]**

(2) the actual wages earned by the covered employee in employment in the National Guard; **OR**

**(3) THE ACTUAL WAGES EARNED BY THE COVERED EMPLOYEE IN THE EMPLOYEE'S CIVILIAN EMPLOYMENT AT THE TIME OF ENTRY INTO STATE ACTIVE DUTY.**

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2010.

**Approved by the Governor, May 4, 2010.**