

CHAPTER 568**(House Bill 1318)**

AN ACT concerning

Workers' Compensation Commission - Continuing Jurisdiction

FOR the purpose of prohibiting the Workers' Compensation Commission from modifying certain awards unless the modification is within a certain period after the latter of the date of the accident, the date of ~~disability~~ disablement, or the last compensation payment; and generally relating to the authority of the Workers' Compensation Commission to modify awards.

BY repealing and reenacting, with amendments,

Article - Labor and Employment

Section 9-736

Annotated Code of Maryland

(1999 Replacement Volume and 2001 Supplement)

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

Article - Labor and Employment

9-736.

(a) If aggravation, diminution, or termination of disability takes place or is discovered after the rate of compensation is set or compensation is terminated, the Commission, on the application of any party in interest or on its own motion, may:

- (1) readjust for future application the rate of compensation; or
- (2) if appropriate, terminate the payments.

(b) (1) The Commission has continuing powers and jurisdiction over each claim under this title.

(2) Subject to paragraph (3) of this subsection, the Commission may modify any finding or order as the Commission considers justified.

(3) Except as provided in subsection (c) of this section, the Commission may not modify an award unless the modification is applied for within 5 years after THE LATTER OF :

- (I) THE DATE OF THE ACCIDENT;
- (II) THE DATE OF ~~DISABILITY~~ DISABLEMENT; OR
- (III) the last compensation payment.