Also in subsection (c) of this section, the reference to payment of "all" expenses "under this subtitle" is substituted for the former general reference to payment of "expenses in the manner provided in this article", since the autonomy of the Fund seemingly makes it responsible for each expense incurred under this subtitle even if a specific provision for payment does not appear. The word "subtitle" is substituted for the former broader reference to Art. 101. This substitution reflects that, while the provisions of former Art. 101 now are revised in this title and Title 9 of this article, provisions that related to the Injured Workers' Insurance Fund appear only in this subtitle.

Defined terms: "Board" § 10–101
"Fund" § 10–101

10–119. CUSTODIAN.

(A) STATE TREASURER.

THE STATE TREASURER IS CUSTODIAN OF THE FUND.

(B) SEGREGATION FROM STATE MONEY.

THE STATE TREASURER SHALL KEEP THE FUND SEPARATE FROM STATE MONEY.

REVISOR'S NOTE: This section is new language derived without substantive change from the second sentence and the first clause of the first sentence of former Art. 101, § 79.

In subsection (b) of this section, the former word "distinct" is deleted as unnecessary in light of the word "separate".

The third sentence of former Art. 101, § 79, which required the bond of the State Treasurer to secure the Fund, now appears as SG § 5–102(b)(4)(i).

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that the first sentence of former Art. 101, § 79 made the State Treasurer custodian of the Fund. However, Chs. 584 and 585, Acts of 1987, gave the Fund autonomy and removed it from the ordinary budgetary process. See § 10–105 of this subtitle. The State Treasurer now construes the duty to be limited to keeping the primary account of the Fund. The Board manages operating accounts of the Fund.

The Committee also notes that the State Treasurer acts as custodian only of the money of the Fund.

Defined term: "Fund" § 10–101

10–120. ADMINISTRATION.

(A) IN GENERAL.

THE BOARD SHALL ADMINISTER THE FUND.