

as all other employers, as of the date stated in such approval, and shall cease to be subject hereto as of January 1 of any calendar year subject to such two calendar years, only if at least thirty days prior to such 1st day of January, it has filed with the Board a written notice to that effect.

(2) Any employing unit for which services that do not constitute employment as defined in this Act are performed, may file with the Board a written election that all such services performed by individuals in its employ in one or more distinct establishments or places of business shall be deemed to constitute employment for all the purposes of this Act for not less than two calendar years. Upon the written approval of such election by the Board, such services shall be deemed to constitute employment subject to this Act from and after the date stated in such approval. Such services shall cease to be deemed employment subject hereto as of January 1 of any calendar year subsequent to such two calendar years, only if at least thirty days prior to such 1st day of January such employing unit has filed with the Board a written notice to that effect.

SEC. 2. *And be it further enacted*, That sub-section (f) of Section 19 of Article 95A of the Annotated Code of Maryland, title "Unemployment Compensation", sub-title "Definitions", as said Article was enacted by Chapter 1 of the Acts of the Extraordinary Session of the General Assembly of Maryland of December, 1936, be and it is hereby repealed and re-enacted, with amendments, to read as follows:

(f) "Employer" means:

(1) With respect to the calendar years 1936 and 1937, any employing unit which in each of 20 different weeks within either the current or the preceding calendar year (whether or not such weeks are or were consecutive) has or had in employment, eight or more individuals (not necessarily simultaneously and irrespective of whether the same individuals are or were employed in each such week), and, with respect to the calendar year 1938 and any calendar year thereafter, any employing unit which in each of 20 different weeks within either the current or preceding calendar year (whether or not such weeks are or were consecutive) has or had in employment four or more individuals (not necessarily simultaneously and irrespective of whether the same individuals are or were employed in each such week).

(2) Any employing unit which acquired the organization, trade or business, or substantially all the assets thereof, of another which at the time of such acquisition was an employer subject to this Act;