

the provisions of sub-section (c) (3) of this section, shall be increased by three (3) tenths of one (1) percent.

(vii) Notwithstanding any other provision of this section, if on the last day of any calendar quarter the total amount available for benefits in the fund equals less than 2 percent of the wages paid during the calendar year immediately preceding the calendar year in which such calendar quarter occurs by all employers subject to this article, which wages were subject to contributions and reported to the Executive Director, the minimum rate for any employer who has a rate computed pursuant to sub-section (c) (3) of this section, shall, for the next succeeding quarter and for the remainder of the then current fiscal year, be 2.7 percent, which shall also be subject to adjustment as provided in sub-section (c) (4) (i) hereof. Employers whose rates as determined under the other provisions of sub-section (c) of this section are in excess of 2.7 percent before adjustment shall continue to pay at such rates as are required under said other provisions.】

Provided, that under no circumstances shall any employer be required to pay contributions at a rate, including the adjustment percentage provided in sub-section (c) (4) (i) of this section, of more than 4.2 percent.

Provided further that, for the purpose of making any computation under this sub-section, any amount which has been credited to Maryland's account under § 903 of the Social Security Act, as amended, and which has been appropriated for expenses of administration, whether or not withdrawn from said account, shall be excluded from the total amount available for benefits in the fund.

(5) If an employer subject to this article shall transfer his entire business, or a department, section, division or any other substantial portion of the business, which is readily definable, by sale or otherwise, to another employing unit, the Executive Director shall combine the experience-rating records of the two employing units and shall for purposes of rate determination transfer to the successor employer the payroll record and the benefit charges of the predecessor. Provided, that the payroll record and benefit charges of the predecessor shall be charged to the new employing unit in the same proportion as the payroll record of the unit being transferred has to the total business of the predecessor.

The successor employer shall be liable for the contributions for such business from the date the transfer occurred.

If the successor is an employer at the time of the transfer, and has been assigned a contribution rate pursuant to the provisions of this sub-section, he shall continue to pay contributions at such previously assigned rate from the date the transfer occurred through the next June 30.

If the successor is not an employer at the time of the transfer and acquires the business of one employer or the businesses of two or more employers with the same rate he shall pay contributions at the rate assigned to the predecessor employer or employers from the date the transfer occurred through the next June 30.

If the successor is not an employer at the time of the transfer, and simultaneously acquires the businesses of two or more employers with