

tive Director may deduct from the money deposited under this paragraph by a non-profit organization or sell the securities it has so deposited to the extent necessary to satisfy any due and unpaid payments in lieu of contributions and any applicable interest and penalties provided for in subsection ~~(8d)~~(D)(3)(vi) hereof. The Executive Director shall require the organization within 30 days following any deduction from a money deposit or sale of deposited securities under the provisions of this subparagraph to deposit sufficient additional money or securities to make whole the organization's deposit at the prior level. Any cash remaining from the sale of those securities shall be a part of the organization's escrow account. The Executive Director may, at any time, review the adequacy of the deposit made by any organization. If, as a result of that review, he determines that an adjustment is necessary, he shall require the organization to make additional deposit within 30 days of written notice of his determination or shall return to it that portion of the deposit as he no longer considers necessary, whichever action is appropriate. Disposition of income from securities held in escrow shall be governed by the applicable provisions of the State law.

(iv) If any non-profit organization fails to file a bond or make a deposit, or to file a bond in an increased amount or to increase or make whole the amount of a previously made deposit, as provided under this paragraph, the Executive Director may terminate that organization's election to make payments in lieu of contributions and that termination shall continue for not less than the four-consecutive-calendar-quarter period beginning with the quarter in which the termination becomes effective. However, the Executive Director may extend for good cause the applicable filing, deposit or adjustment period by not more than 120 days.

(2) Authority to terminate elections.—(i) If any non-profit organization is delinquent in making payments in lieu of contributions as required under this subsection, the Executive Director may terminate that organization's election to make payments in lieu of contributions as of the beginning of the next taxable year, and termination shall be effective for that and the next taxable year.

(ii) If any political subdivision is delinquent in making payments in lieu of contributions as required under this subsection, the Executive Director shall have available all the remedies for collection of past due contributions provided by law.

(f) Financing benefits paid to employees of the State of Maryland.—Benefits attributable to service in the employ of the State of Maryland, AS DEFINED IN SECTION 20(G)(7)(III) OF THIS ARTICLE, shall be financed by payments in lieu of contributions as provided with respect to non-profit organizations in paragraphs (3) and (4) of subsection (d) hereof, those payments to be made to the Employment Security Administration upon billing of the Secretary of Personnel by the Administration.

[(d)] (g) On his own motion or on the application of an employing unit, the Executive Director shall, on the basis of facts found by him determine whether an employing unit is an employer and whether services performed for it constitute employment, and the contribution rate to be assigned to an employer. A notice of the Executive Director's determination, which shall include a statement of the supporting facts found by the Executive Director, shall be mailed to the last known address of the employing unit affected.