

~~(3) NOTWITHSTANDING § 1-101 OF THIS ARTICLE, "PERSON" MEANS, AS DEFINED IN § 7701(A)(1) OF THE INTERNAL REVENUE CODE OF 1986, AN INDIVIDUAL, TRUST, ESTATE, PARTNERSHIP, ASSOCIATION, COMPANY, OR CORPORATION.~~

~~(2)~~ ~~(4)~~ ~~(3)~~ "Reorganized employer" means:

(i) an employer that alters its legal status, including changing from a sole proprietorship or a partnership to a corporation; or

(ii) an employer that otherwise changes its trade name or business identity while remaining under [substantially] ANY OF the same ownership.

~~(3)~~ ~~(5)~~ ~~(4)~~ "Successor employer" means an employer that acquires, by sale or otherwise, all or part of the assets, business, organization, or trade of another employer ~~INCLUDING THE EMPLOYER'S WORKFORCE.~~

(b) (1) A reorganized employer shall be liable for all contributions, interest, and penalties owed by the employing unit before the reorganization.

(2) A reorganized employer shall continue to pay contributions at the contribution rate of the employing unit before the reorganization from the date of the reorganization through the next December 31.

(3) Beginning on the January 1 after the reorganization, the rate of contribution of the reorganized employer shall be based on its experience with payrolls and benefit charges, in combination with the experience with payrolls and benefit charges of the employing unit before the reorganization.

(c) [(1)] If a successor employer was not an employing unit before acquiring the assets, business, organization, or trade of a predecessor employer that is an employing unit, AND HAS NO COMMON OWNERSHIP, MANAGEMENT, OR CONTROL WITH THE PREDECESSOR EMPLOYER, THEN the successor employer shall be considered a new employing unit and shall be assigned a contribution rate in accordance with [§ 8-610.5] § 8-609 of this subtitle.

[(2)] (D) If a successor employer was an employing unit before [the transfer of the assets, business, organization, or trade and had been assigned a contribution rate under this subtitle] ACQUIRING THE ASSETS, BUSINESS, ORGANIZATION, OR TRADE OF A PREDECESSOR EMPLOYER THAT IS AN EMPLOYING UNIT, AND HAS NO COMMON OWNERSHIP, MANAGEMENT, OR CONTROL WITH THE PREDECESSOR EMPLOYER:

[(i)] (1) the successor employer shall continue to pay contributions at the previously assigned rate from the date of the transfer through the next December 31; [and]

[(ii)] (2) beginning on the January 1 after the transfer, AND FOR EACH CALENDAR YEAR THEREAFTER, the rate of contribution of the successor [employing unit for each calendar year] EMPLOYER shall be based on its experience with payrolls and benefit charges in combination with the proportionate share of payrolls and benefit charges [of] ACQUIRED FROM the predecessor [employing] EMPLOYER ~~unit~~; AND