

credit, with the approval of the Executive Director. The amount of that bond, deposit or other security shall be determined in accordance with the provisions of this paragraph.

(i) Amount. -- [The] IF THE NONPROFIT ORGANIZATION HAS MORE THAN 25 EMPLOYEES, THE amount of the bond or deposit required by this paragraph shall be equal to [2.7] 5.4 percent of the organization's total wages paid for employment as defined in § 20(n) for the four calendar quarters immediately preceding the effective date of the election, the renewal date in the case of a bond, or the biennial anniversary of the effective date of election in the case of a deposit of money or securities, whichever date shall be most recent and applicable. IF THE NONPROFIT ORGANIZATION HAS 25 OR FEWER EMPLOYEES, THE AMOUNT OF THE BOND OR DEPOSIT REQUIRED BY THIS PARAGRAPH SHALL BE EQUAL TO 2.7 PERCENT OF THE ORGANIZATION'S TOTAL WAGES PAID FOR EMPLOYMENT AS DEFINED IN § 20(N) FOR THE FOUR CALENDAR QUARTERS IMMEDIATELY PRECEDING THE EFFECTIVE DATE OF THE ELECTION, THE RENEWAL DATE IN THE CASE OF A BOND, OR THE BIENNIAL ANNIVERSARY OF THE EFFECTIVE DATE OF ELECTION IN THE CASE OF A DEPOSIT OF MONEY OR SECURITIES, WHICHEVER DATE SHALL BE MOST RECENT AND APPLICABLE. If the nonprofit organization did not pay wages in each of four such calendar quarters, the amount of the bond or deposit shall be as determined by the Executive Director.

17.

(d) (1) When the Secretary finds that any individual has received any sum for benefits to which the individual was not entitled, either because the individual received or has been retroactively awarded wages, was not unemployed, or was found by the Secretary in a determination or redetermination of an original claim to be disqualified or otherwise ineligible for the benefits, the amount of those benefits may be recovered by the Secretary.

(2) The Secretary may recover benefits under paragraph (1) of this subsection from benefits payable to the individual in the future, or in the manner provided in § 15(f) of this article for the past due collection of contributions.

(3) When the Secretary decides to recover benefits under paragraph (1) of this subsection, the Secretary shall notify the individual of the amount to be recovered, the weeks with respect to which the benefits were paid, and the provision of the law under which it was determined that the individual was ineligible for benefits.

(4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION, THE SECRETARY MAY RECOVER UNDER A GOVERNMENTAL OFFSET AGREEMENT AN OVERPAYMENT OF BENEFITS PAID TO ANY INDIVIDUAL UNDER ANOTHER STATE'S UNEMPLOYMENT INSURANCE LAW OR UNDER AN UNEMPLOYMENT INSURANCE BENEFIT PROGRAM OF THE UNITED STATES.