

CHAPTER 199

(House Bill 241)

AN ACT concerning

Unemployment Insurance – Dismissal Payments and Wages in Lieu of Notice

FOR the purpose of providing that certain individuals who are otherwise eligible for unemployment insurance benefits under certain circumstances are not eligible for benefits for each week that they receive certain dismissal payments or wages in lieu of notice and certain employee benefits; making stylistic changes; and generally relating to disqualification from receiving unemployment insurance benefits because of the receipt of dismissal pay, wages in lieu of notice, and employee benefits.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 8-1009

Annotated Code of Maryland

(1991 Volume and 1995 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Labor and Employment

8-1009.

(a) (1) This [section does not apply] SUBSECTION APPLIES to unemployment that [results] DOES NOT RESULT from abolishment of the individual’s job.

[(b)](2) For each week [for which] THAT the Secretary finds [that] an individual who otherwise is eligible for benefits receives [or files] or is eligible [to file a claim for] TO RECEIVE dismissal payment or wages in lieu of notice, regardless of whether the payment is required by law:

[(1)](I) if the payment at least equals the individual’s weekly benefit amount, the individual is disqualified from receiving benefits; or

[(2)](II) if the payment is less than the individual’s weekly benefit amount, the individual may receive benefits reduced by the amount of the payment.

[(c)](3) Dismissal payment or wages in lieu of notice shall be allocated to a number of weeks following separation from employment that equals the number of weeks of wages received.

(B) (1) THIS SUBSECTION APPLIES TO UNEMPLOYMENT THAT RESULTS FROM THE ABOLISHMENT OF AN INDIVIDUAL’S JOB.

(2) AN INDIVIDUAL WHO IS OTHERWISE ELIGIBLE FOR BENEFITS MAY NOT RECEIVE BENEFITS FOR EACH WEEK THAT THE SECRETARY FINDS THAT THE