

In this section, the word "employer" is carried over from former Art. 95A, § 12(g)(2), since an "employer" who is required to communicate with the Secretary may not be determined to be an "employing unit". The revision ensures that this section is applicable to all employers, regardless of whether an employer is required to pay contributions. See the revisor's note to § 8-101(n) of this title.

Defined terms: "Board of Appeals" § 8-101

"Employing unit" § 8-101 "Secretary" § 8-101

8-106. PROTECTION OF COVERED EMPLOYEES.

(A) VOID AGREEMENTS.

(1) AN AGREEMENT BY AN INDIVIDUAL TO COMMUTE, RELEASE, OR WAIVE A RIGHT TO BENEFITS UNDER THIS TITLE IS VOID.

(2) AN AGREEMENT BY AN EMPLOYEE TO PAY ALL OR PART OF THE CONTRIBUTIONS THAT AN EMPLOYING UNIT IS REQUIRED TO MAKE UNDER THIS TITLE IS VOID.

(B) BENEFITS AND RIGHTS TO BENEFITS.

(1) AN ASSIGNMENT OR PLEDGE OF AN INDIVIDUAL'S RIGHT TO BENEFITS UNDER THIS TITLE IS VOID.

(2) A RIGHT TO BENEFITS UNDER THIS TITLE IS NOT SUBJECT TO ATTACHMENT, EXECUTION, LEVY, OR ANY OTHER REMEDY PROVIDED BY LAW FOR COLLECTION OF DEBTS.

(3) AFTER AN INDIVIDUAL RECEIVES BENEFITS, UNLESS THEY ARE COMMINGLED WITH OTHER MONEY OF THE INDIVIDUAL, THE BENEFITS ARE EXEMPT FROM ANY REMEDY PROVIDED BY LAW FOR COLLECTION OF DEBTS.

(4) A WAIVER OF ANY EXEMPTION UNDER THIS SUBSECTION IS VOID.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 16(c) and the first two sentences of (a).

In subsections (a) and (b)(4) of this section, the word "void" is substituted for the former word [not] valid, to conform to §§ 3-405 and 7-103 of this article.

In subsection (b)(1) of this section, the former reference to "encumbrances" is deleted as technically inaccurate, since by definition "encumbrances" relate to real property.

Defined terms: "Benefits" § 8-101

"Employer" § 8-101