

In subsection (c)(1) of this section, the reference to a "state" is added for clarity.

In subsection (c)(1) and the introductory language of (2) of this section, the former phrase "after December 31, 1977" is deleted as obsolete.

In the introductory language of subsection (c)(2) of this section, the former phrase "in the exercise of his duties" is deleted as surplusage.

Defined terms: "Contributions" § 8-101

"Covered employment" § 8-101 "Secretary" § 8-101

"State" § 8-101 "Week" § 8-101

## 8-213. EMPLOYMENT SUBJECT TO FEDERAL STATUTES.

### (A) RAILROAD UNEMPLOYMENT INSURANCE ACT.

(1) EMPLOYMENT IS NOT COVERED EMPLOYMENT IF PERFORMED:

(I) FOR AN EMPLOYER THAT IS DETERMINED TO BE SUBJECT TO THE RAILROAD UNEMPLOYMENT INSURANCE ACT BY A UNIT AUTHORIZED BY FEDERAL LAW TO MAKE THAT DETERMINATION; OR

(II) AS AN EMPLOYEE REPRESENTATIVE WHO IS DETERMINED TO BE SUBJECT TO THE RAILROAD UNEMPLOYMENT INSURANCE ACT BY THE UNIT.

(2) IF THE RAILROAD RETIREMENT BOARD DETERMINES THAT A PERSON IS ENGAGED PRINCIPALLY IN A BUSINESS OTHER THAN THE CARRIER BUSINESS, THE EXCLUSION FROM INSURANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION APPLIES ONLY TO EMPLOYMENT FOR THE IDENTIFIABLE AND SEPARABLE ENTERPRISE OF THE PERSON THAT THE SECRETARY DETERMINES TO BE CONSIDERED THE EMPLOYER.

### (B) OTHER UNEMPLOYMENT INSURANCE SYSTEMS.

EMPLOYMENT IS NOT COVERED EMPLOYMENT IF PERFORMED FOR AN EMPLOYER THAT IS DETERMINED BY A UNIT OF THE FEDERAL GOVERNMENT AUTHORIZED TO MAKE THE DETERMINATION TO BE SUBJECT TO ANY OTHER UNEMPLOYMENT INSURANCE SYSTEM ESTABLISHED BY FEDERAL LAW.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 20(g)(8)(ii) and (iii) and the second sentence of § 11(a)(1).

In subsections (a)(1)(i) and (ii) and (b) of this section, the former word "agencies" is deleted as unnecessary in light of the word "unit", which is substituted for the former word "agency", and Art. 1, § 8 of the Code, which provides that generally the plural and singular are interchangeable.