

8-312. UNEMPLOYMENT INSURANCE FUND.

(A) RESERVE AGAINST FUTURE LIABILITY.

(1) THE BALANCE SHEET FOR THE UNEMPLOYMENT INSURANCE FUND THAT THE SECRETARY INCLUDES IN THE ANNUAL REPORT SHALL INCLUDE, IF POSSIBLE, A RESERVE AGAINST LIABILITY IN FUTURE YEARS TO PAY BENEFITS IN EXCESS OF THE THEN CURRENT CONTRIBUTIONS.

(2) A RESERVE UNDER THIS SUBSECTION SHALL BE SET UP BY THE SECRETARY IN ACCORDANCE WITH ACCEPTED ACTUARIAL PRINCIPLES ON THE BASIS OF STATISTICS OF EMPLOYMENT, BUSINESS ACTIVITY, AND OTHER RELEVANT FACTORS FOR THE LONGEST POSSIBLE PERIOD.

(B) INFORMATION AND RECOMMENDATIONS TO PROTECT FUND.

WHENEVER THE SECRETARY BELIEVES THAT A CHANGE IN RATES OF CONTRIBUTIONS OR BENEFITS WILL BECOME NECESSARY TO PROTECT THE SOLVENCY TO THE UNEMPLOYMENT INSURANCE FUND, THE SECRETARY PROMPTLY SHALL INFORM THE GOVERNOR AND LEGISLATURE AND MAKE RECOMMENDATIONS WITH RESPECT TO THE CHANGE.

REVISOR'S NOTE: This section is new language derived without substantive change from the sixth sentence of former Art. 95A, § 12(a) and, except as it related to inclusion of the balance sheet in the annual report, the fifth sentence.

Defined terms: "Benefits" § 8-101

"Contributions" § 8-101 "Secretary" § 8-101

GENERAL REVISOR'S NOTE TO SUBTITLE :

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that various provisions in the Annotated Code impose responsibility for administration of this title on the Department of Economic and Employment Development, the Secretary of Economic and Employment Development, and the Division of Employment and Training. For consistency, this revised title imposes responsibility on the "Secretary".

When the General Assembly originally enacted the State's unemployment insurance law in Ch. 1, Acts of Special Session of 1936, it made the Board of Public Works responsible for administration. Between 1936 and 1983, when the General Assembly charged the Department of Employment and Training with administration of the unemployment insurance law, responsibility for administration of the law changed five times.