

(5) AN AMOUNT THAT IS CREDITED TO THE STATE UNEMPLOYMENT TRUST FUND ACCOUNT UNDER § 903 OF THE SOCIAL SECURITY ACT AND THAT IS OBLIGATED FOR ADMINISTRATION OR PAID OUT FOR BENEFITS SHALL BE CHARGED AGAINST AN EQUIVALENT AMOUNT THAT FIRST IS CREDITED AND THAT IS NOT ALREADY CHARGED.

(6) AN AMOUNT OBLIGATED FOR ADMINISTRATION DURING A 12-MONTH PERIOD MAY NOT BE CHARGED AGAINST AN AMOUNT THAT WAS CREDITED BEFORE THE 34TH 12-MONTH PERIOD BEFORE THAT PERIOD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 10(d) and (c)(2), the second and third sentences of (c)(1), and the first sentence of (c)(3).

In subsection (a)(4) of this section, the former limitation to use "for payment of benefits and refunds during succeeding periods" is deleted as unnecessary, since subsection (a)(1) also states the limitation.

In subsection (a)(3) of this section, the reference to "money requisitioned under this subsection" is substituted for the former vague reference to "such moneys", for clarity. This substitution is supported by the context of former Art. 95A, § 10(c), since all other references to "money" in that subsection were to "money" that was "requisitioned".

In subsection (b) of this section, the limitation, in former Art. 95A, § 10(d)(1), for use of money from the Trust Fund account to "payment of benefits and for payment of expenses incurred for the administration of this [title]" is deleted as unnecessary and incomplete in light of § 8-404(d)(3)(i) of this subtitle, which allows money to be requisitioned for payment of refunds.

Subsection (b)(1) of this section is revised in the active voice to state that the "Secretary" may make the requisition to conform to subsection (a)(1) of this section.

In subsection (b)(2) and (3) of this section, the references to money "that is appropriated" are substituted for the former references to money "so deposited" for accuracy, since all money that goes into the Unemployment Insurance Fund is "deposited" but money in the Administration fund first must be "appropriated".

The third sentence of former Art. 95A, § 10(c)(1), which required the Treasurer to put money that is requisitioned from the Trust Fund account into the benefit account, is deleted as unnecessary in light of § 8-404(d)(2).

The second sentence of former Art. 95A, § 10(d)(1) is deleted as unnecessary, since it merely stated that a requisition for payment of benefits shall conform to the requirements of former § 10(c) — now subsection (a) of this section.