

(B) INFORMATION ON STATUS.

THE SECRETARY UNIFORMLY SHALL REQUIRE FROM EACH APPLICANT FOR BENEFITS INFORMATION THAT IS NECESSARY TO DETERMINE WHETHER BENEFITS ARE PAYABLE UNDER SUBSECTION (A) OF THIS SECTION.

(C) STANDARD OF PROOF.

IF THE SECRETARY OTHERWISE WOULD APPROVE A CLAIM FOR BENEFITS, A DETERMINATION TO DENY BENEFITS BECAUSE OF ALIEN STATUS SHALL BE BASED ON A PREPONDERANCE OF THE EVIDENCE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 4(h).

Defined terms: "Benefits" § 8-101  
"Covered employment" § 8-101  
"Secretary" § 8-101

8-906. MILITARY RESERVISTS.

(A) EMPLOYMENT STATUS.

AN INDIVIDUAL WHO OTHERWISE IS UNEMPLOYED MAY NOT BE CONSIDERED TO BE EMPLOYED BECAUSE THE INDIVIDUAL IS ENGAGED IN INACTIVE DUTY FOR TRAINING AS A MEMBER OF THE NATIONAL GUARD OR OTHER RESERVE COMPONENT OF THE UNITED STATES ARMED FORCES.

(B) AVAILABILITY FOR WORK.

AN INDIVIDUAL WHO OTHERWISE IS AVAILABLE FOR WORK AS REQUIRED IN § 8-903(A)(1)(II) OF THIS SUBTITLE MAY NOT BE CONSIDERED TO BE UNAVAILABLE FOR WORK BECAUSE THE INDIVIDUAL IS ENGAGED IN INACTIVE DUTY FOR TRAINING AS A MEMBER OF THE NATIONAL GUARD OR OTHER RESERVE COMPONENT OF THE UNITED STATES ARMED FORCES.

(C) COMPENSATION.

COMPENSATION THAT AN INDIVIDUAL RECEIVES FOR PARTICIPATION IN INACTIVE DUTY FOR TRAINING AS A MEMBER OF THE NATIONAL GUARD OR OTHER RESERVE COMPONENT OF THE UNITED STATES ARMED FORCES MAY NOT BE DEDUCTED FROM THE WEEKLY BENEFIT AMOUNT TO WHICH THE INDIVIDUAL IS ENTITLED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 4(i).