

(1) THE INDIVIDUAL PERFORMED THE EMPLOYMENT IN THE FIRST SEASON OR SIMILAR PERIOD; AND

(2) THERE IS REASONABLE ASSURANCE THAT THE INDIVIDUAL WILL PERFORM THE SERVICE IN THE SECOND SEASON OR SIMILAR PERIOD.

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

The former references to a "sport" season and event are deleted as unnecessary in light of the references to an "athletic" season and event.

Defined term: "Benefits" § 8-101

8-909. EDUCATIONAL INSTITUTIONS — BETWEEN TERM DENIALS.

(A) EMPLOYEES IN INSTRUCTIONAL, RESEARCH, OR PRINCIPAL ADMINISTRATIVE CAPACITIES.

AN INDIVIDUAL MAY NOT BE PAID BENEFITS BASED ON COVERED EMPLOYMENT PERFORMED FOR AN EDUCATIONAL INSTITUTION OR FOR A GOVERNMENTAL ENTITY OR NOT FOR PROFIT ORGANIZATION ON BEHALF OF AN EDUCATIONAL INSTITUTION IN AN INSTRUCTIONAL, PRINCIPAL ADMINISTRATIVE, OR RESEARCH CAPACITY FOR ANY WEEK OF UNEMPLOYMENT THAT BEGINS:

(1) DURING A PERIOD OF PAID SABBATICAL LEAVE FOR WHICH THE INDIVIDUAL'S CONTRACT PROVIDES;

(2) DURING THE PERIOD BETWEEN 2 SUCCESSIVE ACADEMIC TERMS OR YEARS;

(3) IF PROVIDED FOR IN AN AGREEMENT, DURING A PERIOD BETWEEN 2 REGULAR BUT NOT SUCCESSIVE ACADEMIC TERMS IF:

(I) THE INDIVIDUAL PERFORMS THE COVERED EMPLOYMENT IN THE 1ST TERM; AND

(II) THERE IS A CONTRACT OR REASONABLE ASSURANCE THAT THE INDIVIDUAL WILL WORK IN AN INSTRUCTIONAL, PRINCIPAL ADMINISTRATIVE, OR RESEARCH CAPACITY FOR ANY EDUCATIONAL INSTITUTION IN THE 2ND TERM.

(B) OTHER EMPLOYEES.

(1) AN INDIVIDUAL IS NOT ELIGIBLE FOR BENEFITS BASED ON COVERED EMPLOYMENT PERFORMED FOR AN EDUCATIONAL INSTITUTION OR FOR A GOVERNMENTAL ENTITY OR NOT FOR PROFIT ORGANIZATION ON BEHALF OF AN EDUCATIONAL INSTITUTION IN A CAPACITY OTHER THAN AN INSTRUCTIONAL, PRINCIPAL