

(2) IF THE PAYMENT IS LESS THAN THE INDIVIDUAL'S WEEKLY BENEFIT AMOUNT, THE INDIVIDUAL MAY RECEIVE BENEFITS REDUCED BY THE AMOUNT OF THE PAYMENT.

(C) ALLOCATION OF PAYMENT.

DISMISSAL PAYMENT OR WAGES IN LIEU OF NOTICE SHALL BE ALLOCATED TO A NUMBER OF WEEKS FOLLOWING SEPARATION FROM EMPLOYMENT THAT EQUALS THE NUMBER OF WEEKS OF WAGES RECEIVED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 6(h).

As to the addition of the clause "who otherwise is eligible to receive benefits", in subsection (a) of this section, see the revisor's note to § 8-1001 of this subtitle.

In subsection (a) of this section, the reference to a finding of the "Secretary" is added to conform to other similar provisions throughout this subtitle.

In subsection (c) of this section, the reference to "wages in lieu of notice" is added for clarity. Although the former law referred to "such payment", there did not seem to be an intent to limit allocation only to money characterized as a "payment".

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that subsection (c) of this section does not take into account a situation in which an individual is "eligible" to receive some form of severance pay but does not do so. Compare with subsection (b) of this section.

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

SUBTITLE 11. EXTENDED BENEFITS.

8-1101. DEFINITIONS.

(A) IN GENERAL.

IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

REVISOR'S NOTE: This subsection is new language derived without substantive change from the first phrase of the introductory language of former Art. 95A, § 21(a).