

(2) AFTER A STATE "ON" INDICATOR OCCURS UNDER THIS SUBSECTION, A STATE "OFF" INDICATOR EXISTS FOR A WEEK WHENEVER, FOR THAT WEEK AND THE 12 IMMEDIATELY PRECEDING WEEKS, THE RATE OF INSURED UNEMPLOYMENT, NOT SEASONALLY ADJUSTED, WAS LESS THAN 6%.

(D) CONFLICT BETWEEN "ON" AND "OFF" INDICATORS.

A STATE "ON" INDICATOR UNDER SUBSECTION (B) OR (C) OF THIS SECTION TAKES PRECEDENCE OVER A STATE "OFF" INDICATOR UNDER SUBSECTION (C) OR (B) OF THIS SECTION, RESPECTIVELY.

(E) DETERMINATION OF UNEMPLOYMENT RATES.

(1) TO COMPUTE THE RATE OF INSURED UNEMPLOYMENT UNDER SUBSECTIONS (B) AND (C) OF THIS SECTION, THE SECRETARY SHALL:

(I) DETERMINE THE AVERAGE WEEKLY NUMBER OF INDIVIDUALS SUBMITTING CLAIMS FOR REGULAR BENEFITS IN THE STATE FOR WEEKS OF UNEMPLOYMENT DURING THE MOST RECENT 13 CONSECUTIVE WEEKS BASED ON REPORTS OF THE SECRETARY TO THE UNITED STATES SECRETARY OF LABOR; AND

(II) DIVIDE THAT NUMBER BY THE AVERAGE MONTHLY NUMBER OF EMPLOYEES ENGAGED IN COVERED EMPLOYMENT FOR THE 1ST 4 OF THE 6 COMPLETED CALENDAR QUARTERS ENDING IMMEDIATELY BEFORE THE 13 WEEKS.

(2) THE SECRETARY SHALL MAKE EACH COMPUTATION UNDER THIS SUBSECTION IN ACCORDANCE WITH REGULATIONS OF THE UNITED STATES SECRETARY OF LABOR.

(F) PUBLIC ANNOUNCEMENT.

THE SECRETARY SHALL MAKE AN APPROPRIATE PUBLIC ANNOUNCEMENT WHENEVER AN "ON" INDICATOR EXISTS THAT BEGINS OR AN "OFF" INDICATOR EXISTS THAT ENDS AN EXTENDED BENEFIT PERIOD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 21(a)(1), (2), and (3) and (f) and the second sentence of § 11(a)(1).

In subsection (e)(1)(ii) of this section, the words "number of employees engaged in covered employment" are substituted for the former words "employment covered under this act", for clarity.