

Article - Labor and Employment

8-803.1.

FOR PURPOSES OF DETERMINING THE WEEKLY BENEFIT AMOUNT IN ANY BENEFIT YEAR UNDER § 8-803 OF THIS SUBTITLE, THE WAGES WHICH WERE PAID TO AN INDIVIDUAL FOR COVERED EMPLOYMENT DO NOT INCLUDE ANY WAGES PAID TO THE INDIVIDUAL BY A BASE PERIOD EMPLOYER AGAINST WHOM THE INDIVIDUAL HAS COMMITTED ~~INTENTIONAL AND DESTRUCTIVE~~ AGGRAVATED MISCONDUCT THAT HAS RESULTED IN A DISQUALIFICATION FROM RECEIVING BENEFITS UNDER § 8-1002.1 OF THIS TITLE DURING ANY BENEFIT YEAR.

8-1001.

(a) An individual who otherwise is eligible to receive benefits is disqualified from receiving benefits if the Secretary finds that unemployment results from voluntarily leaving work without good cause.

(b) The Secretary may find that a cause for voluntarily leaving is good cause only if:

(1) the cause is directly attributable to, arising from, or connected with:

(i) the conditions of employment; or

(ii) the actions of the employing unit; or

(2) an individual:

(i) is laid off from employment through no fault of the individual;

(ii) obtains subsequent employment that pays weekly wages that total less than 50% of the weekly wage earned in the employment from which the individual was laid off; and

(iii) leaves the subsequent employment to attend a training program for which the individual has been chosen that:

1. is offered under the Maryland Job Training Partnership Act;

or

2. otherwise is approved by the Secretary.

(c) (1) A circumstance for voluntarily leaving work is valid only if it is:

(i) a substantial cause that is directly attributable to, arising from, or connected with conditions of employment or actions of the employing unit; or

(ii) of such necessitous or compelling nature that the individual has no reasonable alternative other than leaving the employment.

(2) For determination of the application of paragraph (1)(ii) of this subsection to an individual who leaves employment because of the health of the individual