

8-803.1.

FOR PURPOSES OF DETERMINING THE WEEKLY BENEFIT AMOUNT IN ANY BENEFIT YEAR UNDER § 8-803 OF THIS SUBTITLE, WAGES PAID BY A PRIVATE, FOR-PROFIT EMPLOYING UNIT FOR EMPLOYMENT PERFORMED BY AN INDIVIDUAL WHILE AN INMATE OF A CUSTODIAL OR PENAL INSTITUTION SHALL BE INCLUDED AS WAGES IF THE INDIVIDUAL CONTINUES TO BE EMPLOYED BY THE PRIVATE, FOR-PROFIT EMPLOYING UNIT AFTER BEING PERMANENTLY RELEASED BY THE CUSTODIAL OR PENAL INSTITUTION, INCLUDING RELEASED BY PAROLE.

SECTION 2. AND BE IT FURTHER ENACTED, That ~~notwithstanding § 8-405(b) of the Labor and Employment Article and pursuant to P.L. 105-33, the Balanced Budget Act of 1997, § 8-405(b) of the Labor and Employment Article shall not be applicable to the transfer of Reed Act Funds under § 903 of the Social Security Act for federal fiscal years 1999, 2000, and 2001 only as it relates to the appropriation of funds and that the transfer of any funds shall only be used for~~ may not be used for any purpose other than the administration of the unemployment insurance program. ~~All other provisions of § 8-405(b) shall apply.~~

SECTION 3. AND BE IT FURTHER ENACTED, That ~~§ 8-217~~ § 8-217(b)(1) of the Labor and Employment Article, as amended by this Act, shall be construed retroactively and shall be applied to and interpreted to affect all determinations by the Secretary of Labor, Licensing, and Regulation of (1) rates of contributions for employing units for all calendar years beginning on or after January 1, 1994; and (2) benefit charges for unemployment insurance claims for benefits based on work performed on or after January 1, 1994 and will be in the form of credits to employing units. Wages that are paid for work that an inmate of a custodial or penal institution performs for other than a not-for-profit organization or a governmental entity performed through September 30, 1998 may be used in determining monetary eligibility for unemployment insurance benefits.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1998.

Approved May 21, 1998.

CHAPTER 748

(House Bill 1329)

AN ACT concerning

**Estates and Trusts - Corrections - Elective Share for Surviving Spouse -
Personal Representatives**

FOR the purpose of substituting the term "elective share" of a surviving spouse for the term "intestate share" of a surviving spouse in certain provisions of law; substituting the term "personal representatives" for the term "executors" in certain provisions of law; making stylistic changes; providing for the effect of