

HOUSE BILL 1365

K2

0lr3286

By: **Delegates Robinson and Boteler**

Introduced and read first time: February 18, 2010

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Unemployment Benefits Claims – Information Required for Determination**

3 FOR the purpose of prohibiting a claims examiner from making a determination
4 regarding a claim for unemployment benefits unless certain information is
5 provided by a certain employing unit so that the claims examiner may resolve
6 whether the claimant is disqualified under a certain provision of law; and
7 generally relating to information required for a determination regarding claims
8 for unemployment benefits.

9 BY repealing and reenacting, with amendments,
10 Article – Labor and Employment
11 Section 8–806(a)
12 Annotated Code of Maryland
13 (2008 Replacement Volume and 2009 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – Labor and Employment**

17 8–806.

18 (a) (1) Except as provided in **PARAGRAPH (2) OF THIS SUBSECTION**
19 **AND** subsection (b) of this section a claims examiner promptly shall make a
20 determination on a claim filed under § 8–805(a) of this subtitle.

21 **(2) A CLAIMS EXAMINER MAY NOT MAKE A DETERMINATION ON A**
22 **CLAIM FILED UNDER § 8–805(A) OF THIS SUBTITLE UNTIL THE LAST KNOWN**
23 **EMPLOYING UNIT OF THE CLAIMANT HAS PROVIDED SUFFICIENT INFORMATION**
24 **TO THE CLAIMS EXAMINER SO THAT THE CLAIMS EXAMINER IS ABLE TO**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 RESOLVE WHETHER THE CLAIMANT IS DISQUALIFIED UNDER SUBTITLE 10 OF
2 THIS TITLE.

3 [(2)] (3) Whenever a determination involves resolution of a dispute of
4 material fact, a claims examiner shall:

5 (i) conduct a predetermination proceeding; and

6 (ii) give each party notice of the time and place of the
7 proceeding.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2010.