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Title 22@ Social Security

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Division 1@ Employment Development Department

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Subdivision 1@ Director of Employment Development

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Division 1@ Unemployment and Disability Compensation

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Part 1@ Unemployment Compensation

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Chapter 3@ SCOPE OR COVERAGE

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Article 4@ ELECTIVE COVERAGE

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Section 702.1-1@ Elective Coverage -Nonprofit Organization

702.1-1 Elective Coverage -Nonprofit Organization

Sections 701-1, 701-2, 702-1, and 705-1 of these regulations apply to elections filed pursuant to Section 702.1 of the code, except that services may be excluded pursuant to subdivision (d) of Section 702.1 of the code.

(b)

A written application for elective coverage under subdivision (c) of Section 702.1 of the code by a nonprofit organization signed by a duly constituted official shall be approved if the director finds that:(1) It is an application for coverage for all employees of the organization except that the organization may exclude from coverage any of the service set forth in Section 634.5 of the code. (2) The applicant is a "nonprofit organization" as that term is defined in subdivision (a) of Section 702.1 of the code. (3) A majority of the employees to be covered by the election have signed a petition requesting such coverage. (4) It sets forth the name and address of the organization. (5) It is accompanied by advance payments as required by Section 803 of the code.

(1)

It is an application for coverage for all employees of the organization except that the organization may exclude from coverage any of the service set forth in Section 634.5 of the code.

(2)

The applicant is a "nonprofit organization" as that term is defined in subdivision (a) of Section 702.1 of the code.

(3)

A majority of the employees to be covered by the election have signed a petition requesting such coverage.

(4)

It sets forth the name and address of the organization.

(5)

It is accompanied by advance payments as required by Section 803 of the code.

(c)

Notwithstanding Section 705-1 of these regulations, if a nonprofit organization is succeeded in whole or in part by another nonprofit organization, the successor may elect to continue the elective coverage agreement of the predecessor or may elect to terminate the elective coverage agreement of the predecessor. If the successor nonprofit organization was, prior to the acquisition of the predecessor, a nonprofit organization under an approved elective coverage agreement, the elective coverage agreement of the predecessor shall be continued to the same extent as the elective coverage agreement of the successor. If the successor nonprofit organization was, prior to the acquisition of the predecessor, a nonprofit organization not under an approved elective coverage agreement, the successor shall meet the requirements of this section if it elects to continue the elective coverage agreement of the predecessor.