

HOUSE BILL NO. 823

Introduced: 02/15/83

Referred to Committee on Labor & Employment Relations:
02/15/83

Hearing: 2/19/83

Died in Committee

1 House BILL NO. 823
2 INTRODUCED BY Adley
3 BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY
4
5 A BILL FOR AN ACT ENTITLED: "AN ACT GIVING THE DEPARTMENT
6 OF LABOR AND INDUSTRY DISCRETION IN WHETHER TO INITIATE A
7 CIVIL SUIT TO COLLECT UNEMPLOYMENT INSURANCE CONTRIBUTIONS;
8 AMENDING SECTION 39-51-1303, MCA; AND PROVIDING AN IMMEDIATE
9 EFFECTIVE DATE."
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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12 Section 1. Section 39-51-1303, MCA, is amended to
13 read:
14 "39-51-1303. Collection of unpaid contributions by
15 civil action. (1) If, after due notice, any employer
16 defaults in any payment of contributions or interest
17 thereon, ~~the amount due must be collected by the department~~
18 ~~may in its discretion initiate a~~ civil action in the name of
19 the Montana department of labor and industry ~~to collect the~~
20 ~~amount due~~, and the employer adjudged in default shall pay
21 the costs of such action.
22 (2) Civil actions brought under this section to
23 collect contributions or interest thereon from an employer
24 must be heard by the court at the earliest possible date and
25 are entitled to preference upon the calendar of the court

1 over all other civil actions except petitions for judicial
2 review under this chapter and cases arising under the
3 workers' compensation law of this state.
4 (3) An action for the collection of contributions due
5 must be brought within 5 years after the due date of such
6 contributions or it is barred."
7 NEW SECTION. Section 2. Effective date. This act is
8 effective on passage and approval.

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