Introduced: 01/13/83
Referred to Committee on Labor \& Employment Relations: 01/13/83 Hearing: 2/3/83 Report: 02/10/83, Do Pass, As Amended.

2nd Reading: 02/14/83
2nd Reading: 2/14/83, Indefinitely Postponed Bill Killed.
Senate bill no. 136
INTROUCED By Heetery
a bill for an act entitled: an act to provide for the
payment of unemployment benefits to claimants participating
in a labor dispute hen the dispute has continued for 12
weEKS; Amending section 39-51-2305, mead"
be it enacted by the legislature of the state of montana:
Section 1. Section 39-51-2305, MCA, is amended to
read:
*39-51-2305. Disqualification when unemployment due to
stoppoge-of-work labor dispute. (1) Effeetive-Aprot-iv-9977-
on An individual shall be disqualified for benefits for-ony
week-with--respect--to--which-the-department-finds-that-hts
totel-unemployment-is-due-eo-q-stoppege-of-wepk-whief-extsts
beeurse-of in the first 12 weeks of unemployment dye to a
labor dispute at the factory, establishment, or other
premises at which he is or was last employed, provided that
this subsection shall not apply if it is shown to the
satisfaction of the department that:
(a) he is not participating in or financing or directly interested in the labor dispute whteh-eaused-the stoppeqe-of-work; and
(b) he does not belong to a grade or class of workers

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of which, Immediately before the commencement of the
stoppege labor_dispute, there nere members employed at the
premises at which the stoppage laboc_dispute occurs, any of
whom are participating in or financing or directlr
interested in the dispute.
(2) If in any case separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises, each such department shall, for the purpose of this section, be deemed to be a separate factory, establishment, or other premises.
(3) If the departmenty-upon-investigotionv-shat7-find that-gueh labor dispute is caused by the failure or refusal of any employer to conform to the provisions of any law of the state wherein the labor dispute occurs or of the United States pertaining to collective bargaining, hours, wages, or other conditions of work, such labor dispute shall not render the workers ineligible for benefits.
141_The_Gisqualification_oeriad_in_subsection_ell_ is in_addition_to the waiting_egeriad_acescribed_by 39-5t-210ie" -End-
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INTRODUCED BILL

Approved by Committee on Labor \＆Employment Relations

## SENATE BILL NO． 136

## INTRODUCED BY KEATING

A bill for an act entitled：＂an act to provide for the Payment of unemployment genefits to claimants participating IN A LABOR OISPUTE QNLY WHEN THE DISPUTE ROES＿NOL BESULI＿IN A＿＿HOZK＿＿SIORPAGE＿＿AND HAS CONTINUED FDR 12 WEEKS QR＿IHE RISRUIE＿BESULIS＿IN＿A＿HQRK＿SIQRPAGE＿IHAL＿＿IHE＿＿CLAIBANIS＿＿ARE NQI＿QIBECILY＿INYOLYED＿IN；AMENDING SECTION 39－51－2305；MCA．＂
be it enacteo by thf legislature of the state of montana： Section 1．Section 39－51－2305，MCA，is amended to read：
＂39－51－2305．Disqualification when unemployment due to stoppsge－of－work labor＿dispute．（1）Effective－Aprif－iv－4977テ an Aa individual shall be disqualified for benefits for－－any week－－with－－resoect－－to－－which－the－department－finds－that－his totot－unemptoyment－is－due－to－o－stoppage－of－work－whien－extsts becoase－of in＿亡be＿first＿12＿Hegks＿of＿ungmployment＿due＿na a labor dispute IHAI＿DQES＿NQI＿BESULI＿IN＿A＿HORK＿SIQRPAEE at the factory，establishment，or other premises at which he is or Was last employedye providec cuni－thrs－subseetion－shatz－－not eopty－if

121．＿AN＿＿INQIYIDUAL＿SHALL＿BE＿DISQUALIEIED＿EQR＿BENEEIIS EQR＿ANY＿HEEK＿2E＿UNEMRLOYUENI IHAI＿IS＿DUE＿IO＿A＿LABOR＿DLSEUIE

IHAI＿＿OESULIS＿＿IN＿＿A＿－＿WQBK＿＿SIDPRAGE＿AI＿＿IHE＿EACIORY． ESIABLISHMENI＿OR＿OIUEB＿RREMISES＿AL＿HHICH＿HE＿IS＿OR＿HAS＿LASI EMPLOYED＿－UNLESS it is shown to the satisfaction of the department that：
（a）he is not participating in or financing or directly interested in the labor dispute whieh－eaused－the stoppsge－of－work；and
（b）he does not belong to a grade or class of workers of which，immediately before the commencement of the stoppage tebor二dispate SIDRPAGEp there were members employed at the premises at which the stoppage Labor dispute occurs， any of whom are participating in or financing or directly interested in the dispute．
tif（3）If in any case separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises，each such department shall，for the purpose of this section，be deemed to be a separate factory， establishment，or other premises．
＋3＋442 If the deportmenty－upon－investigationt－shatt find－that－suth labor dispute is caused by the failure or refusal of any employer to conform to the provisions of any law of the state wherein the labor dispute occurs or of the Unitey States pertaining to collective bargaining，hours， wages，or other conditions of work，such labor dispute shall

1 not render the workers ineligiole for benefits.

4 32=51=2104**
-End-

