SENATE BILL NO. 273

Introduced: 01/24/83

Referred to Committee on Labor & Employment Relations:

01/24/83

Hearing: 2/1/83

Report: 02/07/83, Do Pass

2nd Reading: 02/09/83 3rd Reading: 02/11/83

Transmitted to House: 2/11/83

Referred to Committee on Labor & Employment Relations:

02/12/83

Hearing: 3/8/83

Report: 03/17/83, Be Concurred In, As Amended

Rereferred to Committee on Labor & Employment Relations:

02/12/83

Report: 03/22/83, Be Concurred In, As Amended

2nd Reading: 03/23/83, Be Concurred In

3rd Reading: 03/25/83, Be Not Concurred In

Bill Killed.

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Jerate BILL NO. 273 1 INTRODUCED BY BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A CHANGE IN THE MINIMUM QUALIFYING WAGES FOR UNEMPLOYMENT INSURANCE BENEFITS: AMENDING SECTION 39-51-2105. MCA: AND PROVIDING AN 7 ß EFFECTIVE DATE .= 9 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 Section 1. Section 39-51-2105, MCA, is amended to 12 read: 13 #39-51-2105. Qualifying wages. (1)-To-qualify-as-on insured -- worker -- en - individual - aust-have - been - paid - wages - for 14 insured-work-in-the-quarters-of-his-base--period--an--amount 15 totalina--not--less--thon--l-1/2--times-his-base-period-high 16 17 quorter-wagesw (2) On and after July 1, 1980 1983, to qualify for 18 benefits, an individual must have had at least 20 weeks of 19 20 work with an average of \$50 per week weekly wage equal to 21 the amount necessary to qualify for the minimum benefit 22 amount in subject employment in the base period. For-qualify 23 for--benefitsy-the-total-base-period-wages-must-be-\$1v888-pr 24 more-

(3)--With-respect-to-weeks-of-unemployment-beginning-on

or-after-January-ly--1978y--wages--for--insured--work--shall include--wages--asid--for-previously-uncovered-services.-For 3 the--purposes--of--this--subsectiony--the--term---previously uncovered-services"-means-services: 5 taj--which--were--not--employment--as---defined-in 6 39-51-284(1)(a)-and-(1)(b)-at-any--time--during--the--1-year 7 period-ending-December-31v-1975; and 8 tb)--which 9 fil-are---agricultural----labory----as---defined---in 10 39-51-203(8)y---or---domestic---servicey---as---defined---in 11 39-51-203+911-or 12 till-are-services-performed-by-en-employee-of-this 13 state-or-o-political-subdivision-thereof.--as--provided--in 14 39-51-203(5)y--or--by-an-employee-of-a-nonprofit-educational 15 institution-which-is-not-an-institution-of-higher-educationy es-provided-in--39-51-203(6)--except--to--the--extent---that 16 17 assistance---under---Fitle--HI--of--the--fmergency---dobs---ond 18 Unemployment-Assistance-Act-of-1974-was-paid-on-the-basis-of 19 such-services," NEW SECTION. Section 2. Effective date. This act is 20 effective July 1, 1983.

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STATE OF MONTANA

REQUEST NO. 231-83

FISCAL NOTE

Form BD-15

n compliance with a written request received <u>January 25</u> , 19 83, there is hereby submitted a Fiscal	Note
or SB 273 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly	·
Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to me	mbers
of the Legislature upon request.	

DESCRIPTION OF PROPOSED LEGISLATION:

Senate Bill 273 requires that unemployment claimants eligible for the minimum weekly benefit amount have base period earnings which qualify them for the minimum weekly benefit amount.

ASSUMPTIONS:

- 1) The increase in the number of claimants for the minimum weekly benefit amount, but with earnings equating to less than the minimum, will average 50 percent per year for FY 83, 84 and 85.
- 2) The weekly minimum benefit amount will be \$46 in FY 84 and \$49 in FY 85.
- 3) The average duration of claimants qualifying for the minimum is 8 weeks for unemployment insurance claimants and 5.1 weeks for extended benefit claimants (based on an August 82 December 82 sample of claimants qualifying for the minimum).
- 4) 150 claimants will be eligible for the minimum weekly benefit amount and draw EB benefits for FY 84 and 85.
- 5) The cost of EB to the trust fund will be 100% of the first EB pay and 50% of all subsequent pays.

FISCAL IMPACT:

	<u>FY84</u>	<u>FY85</u>
Benefit Expenditures		
Under Current Law	\$710,045	\$1,122,418
Under Proposed Law	-0-	-0-
Decrease in Expenditures	\$(710,045)	\$(1,122,418)

FISCAL NOTE 8/Z/1

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-31-83

Approved by Committee on Labor & Employment Relations

7 INTRODUCED BY BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A CHANGE 5 IN THE MINIMUM QUALIFYING WAGES FOR UNEMPLOYMENT INSURANCE 7 SENEFITS: AMENDING SECTION 39-51-2105, MCA: AND PROVIDING AN EFFECTIVE DATE.* Q 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 39-51-2105, MCA, is amended to 11 12 read: 13 *39-51-2105. Qualifying wages. #11-To--qualify--as--an insured--worker--on-individual-wust-have-been-paid-wages-for 14 insured-work-in-the-quarters-of-his-base-period-on-amount 15 16 totaling-not--less--than--l-1/2--times-his-base-period-high 17 quarter-wagesu 18 (2) On and after July 1, 1980 1983, to qualify for 19 benefits, an individual must have had at least 20 weeks of 20 work with an average of-\$50-per-week weekly wage equal to 21 the amount necessary to qualify for the minimum benefit 22 amount in subject employment in the base period. To--qualify 23 for--benefitsy-the-total-base-period-wages-must-be-\$1+860-or 24 MOTEV 25 13)--With-respect-to-weeks-of-unemployment-beginning-on

1 or-ofter-donuory-ly--1978y--wages--for--insured--work--shall inelude--wages--paid--for-previously-uncovered-servicesa-For 3 the -purposes--of--this--subsectiony--the--term---previously uncovered-services#-means-services+ 5 (a)--which--were---not---employment---as---defined--in 39-51-204(1)(a)-and-(1)(b)-at-any--time--during--the--1-year 7 period-ending-December-31v-19751-and tb1--whichs Q til--ore----agricultural----labor----as---defined---in 10 39-51-203(0)y---or---domestic---servicey---as---defined---in 39-51-2031911-or 11 12 tity-orc-services-performed-by-an-employee-of-this 13 state-or-a-political-subdivision--thereofy--os--provided--in 14 39-51-203(5)y--or--by-an-employee-of-o-nonprofit-educational 15 institution-which-is-not-on-institution-of-higher-educationy as-provided-in--39-51-203(6)y--except--to--the--extent--thet 16 17 assistance---under--fitle--II--of--the--Emergency--Jobs---and Unemployment-Assistance-Act-of-1974-was-paid-on-the-basis-of 18 19 such-services." 20 NEW SECTION. Section 2. Effective date. This act is

-End-

effective July 1, 1983.

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1	A Serate BILL NO. 273
2	INTRODUCED BY
3	BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A CHANGE
6	IN THE MINIMUM QUALIFYING WAGES FOR UNEMPLOYMENT INSURANCE
7	SENEFITS; AMENDING SECTION 39-51-2105, MCA; AND PROVIDING AN
8	EFFECTIVE DATE.
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 39-51-2105, MCA, is amended to
12	read:
13	#39-51-2105。 Qualifying wages. (1)-Toqualifyasan
14	insuredworkeran-individual-must-have-been-paid-wages-for
15	insured-work-in-the-quarters-of-his-baseperiodanamount
16	totaling-not-less-than-1-1/2-times-his-base-period-high
17	quarter-wages*
18	(2) On and after July 1, $\frac{1988}{1983}$, to qualify for
19	benefits, an individual must have had at least 20 weeks of
20	work with an average of 150-per-week weekly wage equal to
21	the amount necessary to qualify for the minimum benefit
22	<u>amount</u> in subject employment in the base period. Toqualify
23	f orbenefitsy-the-total-base period-wages-must-be-\$1y800-or
24	Mof€ *

(3)--With-respect-to-weeks-of-unemployment-beginning-on

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1
      or-after-January-ly--1978y--wages--for--insured-work--shall
 2
      include--wages--paid--for-previously-uncovered-services--For
 3
      the --purposes--of--this--subsections--the--term--*previously
      uncovered-services*-means-services:
 5
           tal--which--were--not--employment---as---defined--in
      39-51-284(1)(a)-and-(1)(b)-at-any--time--during--the--1-year
 7
      period-ending-December-31y-1975;-and
           tb)--which*
 9
          (+)--arc---agricultural----labory----as---defined---in
10
      39-51-203(8)y---or---domestic---servicey---as---defined---in
      39-51-203+9++-or
11
12
           (ii)-are-services-performed-by-an-employee-of-this
13
      state-or-a-political-subdivision--thereofy--as--provided--in
14
      39-51-203(5)y--or--by-an-employee-of-a-nonprofit-educational
15
      institution-which-is-not-an-institution-of-higher-education-
16
      as-provided-in--39-51-203(6)--except--to--the--extent--thet
      assistance---under--fitle--fi--of--the--Emergency--Jobs--and
17
18
      Unemployment-Assistance-Act-of-1974-was-paid-on-the-basis-of
      such-services**
19
20
          NEW SECTION. Section 2. Effective date. This act is
21
      effective July 1, 1983.
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58 200

HOUSE LABOR AND EMPLOYMENT RELATIONS COMMITTEE AMENDMENTS TO SB 273 March 17, 1983

1. Page 1, line 20.

Strike: "with an" Insert: "in which his"

Following: "wage"

Insert: "was"

Following: "to"

Insert: "10% of the average weekly wage calculated pursuant to

39-51-2201(3)"

2. Page 2, lines 21 and 22.
Strike: "the" on line 21 through "period" on line 22

HOUSE OF REPRESENTATIVES March 21, 1983

Committee of the Whole amendment to Senate Bill 273, third reading, blue copy with House committee amendments of 3/17/83

1. amend House committee amendment # 1 as follows:

Following: the third insertion.

Strike: "10%" Insert: "20%" HOUSE LABOR AND EMPLOYMENT RELATIONS COMMITTEE AMENDMENTS TO SB 273 March 22, 1983

Amend Senate Bill 273, Third Reading Copy (blue), with House Labor and Employment Relations Committee Amendments of 3/17/83 as follows:

1. Strike: House Committee Amendments 1 and 2

2. Page 1, line 20.

Strike: "with an"

Insert: "in which his"

Following: "wage"

Insert: "was"

Following: "to"

Insert: "20% of the average weekly wage calculated pursuant to

39-51-2201(3)"

3. Page 1, lines 21 and 22.

Strike: "the" on line 21 through "amount" on line 22

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2	INTRODUCED BY DOVER
3	BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A CHANGE
5	IN THE MINIMUM QUALIFYING WAGES FOR UNEMPLOYMENT INSURANCE
7	BENEFITS; AMENDING SECTION 39-51-2105, MCA; AND PROVIDING AN
3	EFFECTIVE DATE."
9	
)	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
ı	Section 1. Section 39-51-2105. MCA. is amended to
?	read:
3	₹39-51-2105. Qualifying wages. (1)-foqualifyoson
4	insuredworkeran-individual-must-have-been-poid-wages-for
5	insured-work-in-the-quarters-of-his-baseperiodanamount
5	totalingnotlessthanl-l/2times-his-base-period-high
7	quarter-wagesv
3	(2) On and after July 1, 1900 1981, to qualify for
9	benefits, an individual must have had at least 20 weeks of
,	work with-on IN_WHICH_HIS average of550perweek weekly
t	wage WAS equal to 20% DE THE AVERAGE WEEKLY WAGE CALCULATED
2	PURSUANT_ID_39=51=2201(3) the omount confessory cto-cquolify
3	formatherminimummbenefitramount in subject employment in the
÷	base period. To-qualify-for-benefitsy-the-total-baseperiod
5	woges-must-be-#1+689-or-morex

1	t3}With-respect-to-weeks-of-unemployment-beginning-o
2	orafterdenuaryly1978+wagesfor-insured-work-shal
3	include-wages-paid-for-previouslyuncoveredservicesFo
4	thepurposesofthissubsectionytheterm*previous
5	uncovered-services"-means-services+
6	tajwhichwerenotemploymentasdefinedi
7	39-51-284(1)(a)and(1)(b)atany-time-during-the-1-yea
8	period-ending-Becember-3iy-1975;-and
9	tb?which+
0	fijareagriculturallaboryasdefinedi
1	39-51-283(8)yardomesticserviceyasdefinedin
Z	39~5 1 ~283 †9}}-or
.3	titi-are-services-performedbyanemployeeofthi:
4	stateorapoliticalsubdivision-thereofy-as-provided-in
5	39-51-283(5)y-or-by-an-employee-af-anonprofiteducational
6	institution-which-is-not-an-institution-of-higher-education:
7	asprovidedin39-51-283(6)yexcepttothe-extent-that
8	assistanceunderTitleIIoftheEmergencydoosand
9	Unemployment-Assistance-Act-of-1974-was-paid-on-the-basis-of
0	Such-Services+
ı	NEW_SECTION. Section 2. Effective date. This act is
,	effective luly 1. 1983.

-End-