

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.

Senate BILL NO. 273

INTRODUCED BY *Donner*

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

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 EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 39-51-2105, MCA, is amended to read:

"39-51-2105. Qualifying wages. ~~(1) To qualify as an insured worker an individual must have been paid wages for insured work in the quarters of his base period on amount totaling not less than 1 1/2 times his base period high quarter wages.~~

~~(2) On and after July 1, 1980 1983, to qualify for benefits, an individual must have had at least 20 weeks of work with an average of \$50 per week weekly wage equal to the amount necessary to qualify for the minimum benefit amount in subject employment in the base period. To qualify for benefits, the total base period wages must be \$1,000 or more.~~

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

~~or after January 1, 1978, wages for insured work shall include wages paid for previously uncovered services for the purposes of this subsection, the term "previously uncovered services" means services:~~

~~(a) which were not employment as defined in 39-51-203(1)(a) and (1)(b) at any time during the 1 year period ending December 31, 1975; and~~

~~(b) which:~~

~~(i) are agricultural labor, as defined in 39-51-203(8), or domestic services, as defined in 39-51-203(9); or~~

~~(ii) are services performed by an employee of this state or a political subdivision thereof, as provided in 39-51-203(5), or by an employee of a nonprofit educational institution which is not an institution of higher education, as provided in 39-51-203(6), except to the extent that assistance under Title II of the Emergency Jobs and Unemployment Assistance Act of 1974 was paid on the basis of such services."~~

NEW SECTION. Section 2. Effective date. This act is effective July 1, 1983.

-End-

INTRODUCED BILL

-2-

LC 273

STATE OF MONTANA

REQUEST NO. 231-83

FISCAL NOTE

Form BD-15

In compliance with a written request received January 25, 19 83, there is hereby submitted a Fiscal Note for 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 members 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.

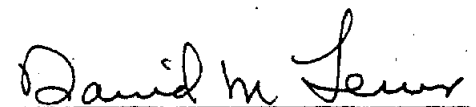
ASSUMPTIONS:

- 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	<u>\$(710,045)</u>	<u>\$(1,122,418)</u>

FISCAL NOTE 8/Z/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-31-83

Approved by Committee
on Labor & Employment
Relations

1 *Senate* BILL NO. *273*
2 INTRODUCED BY *Donner*
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 BENEFITS; 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) To qualify as an~~
14 ~~insured worker an individual must have been paid wages for~~
15 ~~insured work in the quarters of his base period an amount~~
16 ~~totaling not less than 1 1/2 times his base period high~~
17 ~~quarter wages.~~
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 benefits, the total base period wages must be \$1,000 or~~
24 ~~more.~~
25 (3) ~~With respect to weeks of unemployment beginning on~~

1 ~~or after January 1, 1978, wages for insured work shall~~
2 ~~include wages paid for previously uncovered services for~~
3 ~~the purposes of this subsection; the term "previously~~
4 ~~uncovered services" means services~~
5 ~~(a) which were not employment as defined in~~
6 ~~39-51-204(1)(a) and (1)(b) at any time during the 1 year~~
7 ~~period ending December 31, 1975; and~~
8 ~~(b) which~~
9 ~~(i) are agricultural labor, as defined in~~
10 ~~39-51-203(8), or domestic services, as defined in~~
11 ~~39-51-203(9); or~~
12 ~~(ii) are services performed by an employee of this~~
13 ~~state or a political subdivision thereof, as provided in~~
14 ~~39-51-203(5), 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 that~~
17 ~~assistance under title II of the Emergency Jobs and~~
18 ~~Unemployment Assistance Act of 1974 was paid on the basis of~~
19 ~~such services."~~
20 NEW SECTION. Section 2. Effective date. This act is
21 effective July 1, 1983.

-End-

1 *Senate* BILL NO. *273*
 2 INTRODUCED BY *Donner*
 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 BENEFITS; 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} To qualify as an~~
 14 ~~insured worker an individual must have been paid wages for~~
 15 ~~insured work in the quarters of his base period an amount~~
 16 ~~totaling not less than 1 1/2 times his base period high~~
 17 ~~quarter wages~~
 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 benefits, the total base period wages must be \$1,800 or~~
 24 ~~more~~
 25 {3} ~~With respect to weeks of unemployment beginning on~~

1 ~~or after January 1, 1978, wages for insured work shall~~
 2 ~~include wages paid for previously uncovered services. For~~
 3 ~~the purposes of this subsection, the term "previously~~
 4 ~~uncovered services" means services:~~
 5 ~~{a} which were not employment as defined in~~
 6 ~~39-51-204(1)(a) and (1)(b) at any time during the 1 year~~
 7 ~~period ending December 31, 1975; and~~
 8 ~~{b} which~~
 9 ~~{i} are agricultural labor, as defined in~~
 10 ~~39-51-203(8), or domestic service, as defined in~~
 11 ~~39-51-203(9); or~~
 12 ~~{ii} are services performed by an employee of this~~
 13 ~~state or a political subdivision thereof, as provided in~~
 14 ~~39-51-203(5), 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 that~~
 17 ~~assistance under Title II of the Emergency Jobs and~~
 18 ~~Unemployment Assistance Act of 1974 was paid on the basis of~~
 19 ~~such services."~~
 20 NEW SECTION. Section 2. Effective date. This act is
 21 effective July 1, 1983.

-End-

SB 273

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

SENATE BILL NO. 273

INTRODUCED BY DOVER

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

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 EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 39-51-2105, MCA, is amended to read:

"39-51-2105. Qualifying wages. (1) To qualify as an insured worker an individual must have been paid wages for insured work in the quarters of his base period an amount totaling not less than $1\frac{1}{2}$ times his base period high quarter wages.

(2) On and after July 1, 1988, to qualify for benefits, an individual must have had at least 20 weeks of work with an IN WHICH HIS average of \$50 per week weekly wage WAS equal to 20% OF THE AVERAGE WEEKLY WAGE CALCULATED PURSUANT TO 39-51-2201(3) the amount necessary to qualify for the minimum benefit amount in subject employment in the base period. To qualify for benefits, the total base period wages must be \$1,689 or more.

(3) With respect to weeks of unemployment beginning on or after January 1, 1978, wages for insured work shall include wages paid for previously uncovered services for the purposes of this subsection, the term "previously uncovered services" means services

(a) which were not employment as defined in 39-51-204(1)(a) and (1)(b) at any time during the 1-year period ending December 31, 1975; and

(b) which

(i) are agricultural labor as defined in 39-51-203(8) or domestic service as defined in 39-51-203(9); or

(ii) are services performed by an employee of this state or a political subdivision thereof as provided in 39-51-203(5) or by an employee of a nonprofit educational institution which is not an institution of higher education as provided in 39-51-203(6) except to the extent that assistance under Title II of the Emergency Unemployment Assistance Act of 1974 was paid on the basis of such services.

NEW SECTION. Section 2. Effective date. This act is effective July 1, 1983.

-End-