

HOUSE BILL NO. 249

INTRODUCED BY GLASER, DRISCOLL

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

IN THE HOUSE

JANUARY 17, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LABOR.
JANUARY 18, 1989	FIRST READING.
JANUARY 25, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 26, 1989	PRINTING REPORT.
JANUARY 28, 1989	SECOND READING, DO PASS.
JANUARY 30, 1989	ENGROSSING REPORT.
JANUARY 31, 1989	THIRD READING, PASSED. AYES, 96; NOES, 0.
	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 2, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LABOR & EMPLOYMENT RELATIONS.
	FIRST READING.
MARCH 10, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 11, 1989	SECOND READING, CONCURRED IN.
MARCH 14, 1989	THIRD READING, CONCURRED IN. AYES, 48; NOES, 0.
	RETURNED TO HOUSE.

MARCH 15, 1989

IN THE HOUSE

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 249
 2 INTRODUCED BY Mr. Blum Drumell
 3 BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY
 4

5 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE
 6 UNEMPLOYMENT INSURANCE TAX CONTRIBUTION APPEALS PROCESS;
 7 AMENDING SECTION 39-51-1109, MCA; AND PROVIDING AN
 8 APPLICABILITY DATE."
 9

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

11 **Section 1.** Section 39-51-1109, MCA, is amended to
 12 read:

13 "~~39-51-1109. Tax appeals. Any person aggrieved by any~~
 14 A decision, determination, or redetermination of the
 15 department involving contribution liability, contribution
 16 rate, application for refund, employment status, or the
 17 charging of benefit payments to employers making payment in
 18 lieu of contributions may appeal to an appeals referee.
 19 Such decision, determination, or redetermination is final
 20 unless an interested party entitled to notice thereof
 21 applies for a review within 10 days after notification was
 22 mailed to the last known address, provided that the period
 23 may be extended for good cause an appeal to an appeals
 24 referee. The appeal must be made in the same manner as
 25 provided in 39-51-2402 for the appeal of a decision relating

1 to a claim for unemployment insurance benefits. Statutory
 2 rules of evidence and civil procedure do not apply to
 3 hearings in the appeal. The decision of the appeals referee
 4 and any appeal therefrom must be made in the same manner as
 5 prescribed in 39-51-2403 ~~and 39-51-2404~~ through 39-51-2410."

6 **NEW SECTION. Section 2.** Extension of authority. Any
 7 existing authority to make rules on the subject of the
 8 provisions of [this act] is extended to the provisions of
 9 [this act].

10 **NEW SECTION. Section 3.** Applicability. [This act]
 11 applies to any decision, determination, or redetermination
 12 of the department of labor and industry on or after October
 13 1, 1989, involving contribution liability, contribution
 14 rate, application for refund, employment status, or the
 15 charging of benefit payments to employers making payment in
 16 lieu of contributions.

-End-

APPROVED BY COMMITTEE
ON LABOR & EMPLOYMENT
RELATIONS

1 House BILL NO. 249
2 INTRODUCED BY Mr. Elson Drumell
3 BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

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