



General Assembly

January Session, 2001

**Raised Bill No. 1361**

LCO No. 4480

Referred to Committee on Labor and Public Employees

Introduced by:  
(LAB)

**AN ACT CONCERNING ELIGIBILITY FOR UNEMPLOYMENT  
COMPENSATION.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Section 31-229 of the general statutes is repealed and the  
2 following is substituted in lieu thereof:

3 (a) An eligible individual who is partially unemployed throughout a  
4 week, which shall be, at the discretion of the administrator, either a  
5 calendar week or a payroll week of seven consecutive days as  
6 determined by the administrator, shall be paid with respect to such  
7 week an amount equal to [his] such individual's benefit rate for total  
8 unemployment reduced by an amount equal to two-thirds, rounded to  
9 the next higher whole dollar, of the total remuneration, rounded to the  
10 nearest whole dollar, of any nature payable to [him] such individual  
11 for services of any kind during such week, except service performed in  
12 the employ of any town, city or other political subdivision, which  
13 service is performed in lieu of payment of any delinquent tax  
14 payments to such town, city or other political subdivision. An  
15 individual shall be deemed to be partially unemployed in any week of  
16 less than full-time work if the total remuneration of any nature payable

17 to [him] such individual for services of any kind during such week,  
18 except service performed in the employ of any town, city or other  
19 political subdivision, which service is performed in lieu of payment of  
20 any delinquent tax payments to such town, city or other political  
21 subdivision, amounts to less than one and one-half times [his] such  
22 individual's benefit rate for total unemployment rounded to the next  
23 highest dollar.

24 (b) For purposes of this section, remuneration [shall] also [include]  
25 includes any holiday pay payable with respect to any such week,  
26 whether or not any service was performed during such week or was in  
27 any other way required for receipt of such holiday pay.

28 (c) For purposes of this section, the administrator shall consider  
29 earnings derived from self-employment, but only to the extent such  
30 earnings are actually received or payable with respect to a given week  
31 of partial unemployment.

32 (d) For purposes of this section, an individual who is seeking only  
33 part-time employment due to a physical or mental impairment or  
34 combination of impairments is considered "partially unemployed"  
35 only with respect to a week during which the individual was  
36 employed fewer than twenty hours.

37 Sec. 2. Subsection (a) of section 31-235 of the general statutes is  
38 repealed and the following is substituted in lieu thereof:

39 (a) An unemployed individual shall be eligible to receive benefits  
40 with respect to any week only if it has been found that (1) [he] the  
41 individual has made claim for benefits in accordance with the  
42 provisions of section 31-240 and has registered for work at the public  
43 employment bureau or other agency designated by the administrator  
44 within such time limits, with such frequency and in such manner as  
45 the administrator may prescribe, provided failure to comply with this  
46 condition may be excused by the administrator upon a showing of  
47 good cause [therefor] for such failure; (2) except as provided in

48 subsection (b) of this section, [he] the individual is physically and  
49 mentally able to work and is available for work and has been and is  
50 making reasonable efforts to obtain work, provided [he] the individual  
51 shall not be considered to be unavailable for work solely because [he]  
52 (A) the individual has a physical or mental impairment or combination  
53 of impairments that requires the individual to limit the number of  
54 hours the individual may work so long as the individual is available to  
55 work at least twenty hours per week, or (B) the individual is attending  
56 a school, college or university as a regularly enrolled student during  
57 [his] the individual's separation from employment, within the  
58 limitations of subdivision [(a)(6)] (6) of subsection (a) of section 31-236,  
59 and provided further, [he] the individual shall not be considered to be  
60 lacking in [his] efforts to obtain work if, as a student, [he] the  
61 individual restricts such efforts to employment [which] that does not  
62 conflict with [his] the individual's regular class hours as a student, and  
63 provided the administrator shall not use prior "patterns of  
64 unemployment" of the individual to determine whether [he] the  
65 individual is available for work; (3) [he] the individual has been paid  
66 wages by an employer who was subject to the provisions of this  
67 chapter during the base period of [his] the individual's current benefit  
68 year in an amount at least equal to forty times [his] the individual's  
69 benefit rate for total unemployment: Provided an unemployed  
70 individual who is sixty-two years of age or older and is involuntarily  
71 retired under a compulsory retirement policy or contract provision  
72 shall be eligible for benefits with respect to any week, notwithstanding  
73 subdivisions (1) and (2) of this section, if it is found by the  
74 administrator that [he] the individual has made claim for benefits in  
75 accordance with the provisions of section 31-240, has registered for  
76 work at the public employment bureau, is physically and mentally  
77 able to work, is available for work, meets the requirements of this  
78 subdivision and has not refused suitable work to which [he] the  
79 individual has been referred by the administrator; (4) [he] the  
80 individual participates in reemployment services, such as job search  
81 assistance services, if the individual has been determined to be likely

82 to exhaust regular benefits and need reemployment services pursuant  
83 to a profiling system established by the administrator unless the  
84 administrator determines that (A) the individual has completed such  
85 services, or (B) there is justifiable cause for the individual's failure to  
86 participate in such services. The administrator shall adopt regulations,  
87 in accordance with the provisions of chapter 54, for the administration  
88 of the profiling system. For purposes of subdivision (2) of this section,  
89 "patterns of unemployment" means regularly recurring periods of  
90 unemployment of the claimant in the years prior to [his] filing the  
91 claim in question.

***Statement of Purpose:***

To permit otherwise eligible claimants who are limited to part-time work due to a mental or physical impairment to collect unemployment compensation benefits.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*