



General Assembly

Amendment

January Session, 2009

LCO No. 6714

HB0618406714SD0

Offered by:

SEN. PRAGUE, 19th Dist.

SEN. WITKOS, 8th Dist.

To: House Bill No. 6184

File No. 284

Cal. No. 248

"AN ACT PRESERVING GOOD CAUSE FOR LATE FILING OF CERTAIN UNEMPLOYMENT COMPENSATION APPEALS."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subdivision (1) of subsection (c) of section 31-225a of the
4 general statutes is repealed and the following is substituted in lieu
5 thereof (*Effective October 1, 2009*):

6 (c) (1) (A) Any week for which the employer has compensated the
7 claimant in the form of wages in lieu of notice, dismissal payments or
8 any similar payment for loss of wages shall be considered a week of
9 employment for the purpose of determining employer chargeability.
10 (B) No benefits shall be charged to any employer who paid wages of
11 five hundred dollars or less to the claimant in his base period. (C) No
12 dependency allowance paid to a claimant shall be charged to any
13 employer. (D) In the event of a natural disaster declared by the
14 President of the United States, no benefits paid on the basis of total or

15 partial unemployment which is the result of physical damage to a
16 place of employment caused by severe weather conditions including,
17 but not limited to, hurricanes, snow storms, ice storms or flooding, or
18 fire except where caused by the employer, shall be charged to any
19 employer. (E) If the administrator finds that (i) an individual's most
20 recent separation from a base period employer occurred under
21 conditions which would result in disqualification by reason of
22 subdivision (2), (6) or (9) of subsection (a) of section 31-236, [or] (ii) an
23 individual was discharged for violating an employer's drug testing
24 policy, provided the policy has been adopted and applied consistent
25 with sections 31-51t to 31-51aa, inclusive, section 14-261b and any
26 applicable federal law, or (iii) an individual was discharged for denial
27 of a special operator's permit pursuant to section 14-37a, no benefits
28 paid thereafter to such individual with respect to any week of
29 unemployment which is based upon wages paid by such employer
30 with respect to employment prior to such separation shall be charged
31 to such employer's account, provided such employer shall have filed a
32 notice with the administrator within the time allowed for appeal in
33 section 31-241. (F) No base period employer's account shall be charged
34 with respect to benefits paid to a claimant if such employer continues
35 to employ such claimant at the time the employer's account would
36 otherwise have been charged to the same extent that he employed him
37 during the individual's base period, provided the employer shall
38 notify the administrator within the time allowed for appeal in section
39 31-241. (G) If a claimant has failed to accept suitable employment
40 under the provisions of subdivision (1) of subsection (a) of section 31-
41 236 and the disqualification has been imposed, the account of the
42 employer who makes an offer of employment to a claimant who was a
43 former employee shall not be charged with any benefit payments
44 made to such claimant after such initial offer of reemployment until
45 such time as such claimant resumes employment with such employer,
46 provided such employer shall make application therefor in a form
47 acceptable to the administrator. The administrator shall notify such
48 employer whether or not his application is granted. Any decision of
49 the administrator denying suspension of charges as herein provided

50 may be appealed within the time allowed for appeal in section 31-241.
51 (H) Fifty per cent of benefits paid to a claimant under the federal-state
52 extended duration unemployment benefits program established by the
53 federal Employment Security Act shall be charged to the experience
54 accounts of the claimant's base period employers in the same manner
55 as the regular benefits paid for such benefit year. (I) No base period
56 employer's account shall be charged with respect to benefits paid to a
57 claimant who voluntarily left suitable work with such employer (i) to
58 care for a seriously ill spouse, parent or child or (ii) due to the
59 discontinuance of the transportation used by the claimant to get to and
60 from work, as provided in subparagraphs (A)(ii) and (A)(iii) of
61 subdivision (2) of subsection (a) of section 31-236."