



General Assembly

Amendment

January Session, 2017

LCO No. 8826



Offered by:

REP. RUTIGLIANO, 123rd Dist.

REP. ROJAS, 9th Dist.

REP. DAVIS C., 57th Dist.

To: Subst. House Bill No. 6461

File No. 258

Cal. No. 198

"AN ACT CONCERNING UNEMPLOYMENT COMPENSATION."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 31-266c of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2017*):

5 (a) The administrator, upon the advice of the Attorney General, may
6 abate any contributions due under this chapter which have been found
7 by the administrator to be uncollectible.

8 (b) The administrator or the administrator's duly authorized agent
9 may make or entertain an offer of compromise for any contributions
10 due under this chapter if such offer is based upon doubt as to the
11 employer's liability for the amount in controversy or doubt as to the
12 collectibility of such amount. [For purposes of this section, doubt as to
13 the employer's liability for the amount in controversy exists if there is a

14 genuine dispute as to the existence or amount of the employer's
15 liability under this chapter, and doubt as to the collectibility of such
16 amount exists if the employer's assets and income are less than the full
17 amount of the employer's debts, obligations and liabilities under state
18 or federal law.]

19 Sec. 2. Subdivision (4) of subsection (a) of section 31-236 of the
20 general statutes is repealed and the following is substituted in lieu
21 thereof (*Effective October 1, 2017*):

22 (4) During any week with respect to which the individual has
23 received or is about to receive remuneration in the form of (A) wages
24 in lieu of notice or dismissal payments, including severance or
25 separation payment by an employer to an employee beyond the
26 employee's wages upon termination of the employment relationship,
27 [unless the employee was required to waive or forfeit a right or claim
28 independently established by statute or common law, against the
29 employer as a condition of receiving the payment,] or any payment by
30 way of compensation for loss of wages, or any other state or federal
31 unemployment benefits, except mustering out pay, terminal leave pay
32 or any allowance or compensation granted by the United States under
33 an Act of Congress to an ex-serviceperson in recognition of the ex-
34 serviceperson's former military service, or any service-connected pay
35 or compensation earned by an ex-serviceperson paid before or after
36 separation or discharge from active military service, or (B)
37 compensation for temporary disability under any workers'
38 compensation law;

39 Sec. 3. Section 31-231a of the general statutes is repealed and the
40 following is substituted in lieu thereof (*Effective October 1, 2017*):

41 (a) For a construction worker identified pursuant to regulations
42 adopted in accordance with subsection (c) of this section, the total
43 unemployment benefit rate for the individual's benefit year
44 commencing on or after April 1, 1996, shall be an amount equal to one
45 twenty-sixth, rounded to the next lower dollar, of his or her total
46 wages paid during that quarter of his or her current benefit year's base

47 period in which wages were the highest but not less than [fifteen] forty
48 dollars nor more than the maximum benefit rate as provided in
49 subsection (b) of this section.

50 (b) For an individual not included in subsection (a) of this section,
51 the individual's total unemployment benefit rate for his or her benefit
52 year commencing after September 30, 1967, shall be an amount equal
53 to one twenty-sixth, rounded to the next lower dollar, of the average of
54 his or her total wages, as defined in subdivision (1) of subsection (b) of
55 section 31-222, paid during the two quarters of his or her current
56 benefit year's base period in which such wages were highest but not
57 less than [fifteen] forty dollars nor more than one hundred fifty-six
58 dollars in any benefit year commencing on or after the first Sunday in
59 July, 1982, nor more than sixty per cent rounded to the next lower
60 dollar of the average wage of production and related workers in the
61 state in any benefit year commencing on or after the first Sunday in
62 October, 1983, and provided the maximum benefit rate in any benefit
63 year commencing on or after the first Sunday in October, 1988, shall
64 not increase more than eighteen dollars in any benefit year, such
65 increase to be effective as of the first Sunday in October of such year.
66 The average wage of production and related workers in the state shall
67 be determined by the administrator, on or before August fifteenth
68 annually, as of the year ended the previous June thirtieth to be
69 effective during the benefit year commencing on or after the first
70 Sunday of the following October and shall be so determined in
71 accordance with the standards for the determination of average
72 production wages established by the United States Department of
73 Labor, Bureau of Labor Statistics.

74 (c) The administrator shall adopt regulations pursuant to the
75 provisions of chapter 54 to implement the provisions of this section.
76 Such regulations shall specify the National Council on Compensation
77 Insurance employee classification codes which identify construction
78 workers covered by subsection (a) of this section and specify the
79 manner and format in which employers shall report the identification
80 of such workers to the administrator."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2017</i>	31-266c
Sec. 2	<i>October 1, 2017</i>	31-236(a)(4)
Sec. 3	<i>October 1, 2017</i>	31-231a