

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1474

H. P. 1007

House of Representatives, March 8, 1967

Referred to Committee on Labor. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. D'Alfonso of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to Benefit Amounts Under Employment Security Law.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 26, § 1191, sub-§ 2, repealed and replaced. Subsection 2 of section 1191 of Title 26 of the Revised Statutes, as repealed and replaced by section 8 of chapter 381 of the public laws of 1965, is repealed and the following enacted in place thereof:

2. Weekly benefit amount for total unemployment. On and after October 1, 1967, each eligible individual who is totally unemployed in any week shall be paid with respect to such week, benefits computed according to the table below:

A	B	C	D
Number of Dependents, per Most Recent Federal Income Tax Filed, Ex- cluding Self & Spouse	Benefits as Fraction of High Quarter	Maximum as % of State's Av- erage Weekly Wage	Minimum
0	1/25	50 %	\$10
1	1/25	51.5%	10
2	1/24	53 %	10
3	1/24	54.5%	11
4	1/23	56 %	11
5	1/23	57.5%	11

6	1/22	59 %	12
7	1/22	60.5%	12
8	1/21	62 %	12
9	1/21	63.5%	13
10 or more	1/20	65 %	13

Column "A" indicates which set of figures determining the weekly benefit, the maximum weekly benefit and minimum weekly benefit shall apply. "A" is the number of dependents claimed and allowed on his most recent federal income tax return, excluding self and spouse.

Column "B" indicates the fractional part of his wages, rounded to the nearest dollar, earned in the high quarter of his base period which will be his benefits. "C" indicates the maximum weekly benefit amount for claimants requesting insured status determination as a percentage of the annual average weekly wage, rounded to the nearest dollar, paid in the calendar year preceding June 1st of such calendar year. "D" indicates in dollars the minimum weekly benefit.

Sec. 2. R. S., T. 26, § 1191, sub-§ 4, amended. Subsection 4 of section 1191 of Title 26 of the Revised Statutes, as enacted by section 10 of chapter 381 and amended by section 3 of chapter 457, both of the public laws of 1965, is further amended to read as follows:

4. Maximum amount of benefits. The maximum amount of benefits which shall be paid to any eligible individual with respect to any benefit year, whether for total or partial unemployment, shall not exceed the lesser of ~~26~~ **39** times his weekly benefit amount or ~~33 1/3%~~ **40%**, rounded to the nearest dollar, of his total wages paid for insured work during his base period.

Sec. 3. R. S., T. 26, § 1192, sub-§ 3, amended. The last sentence of subsection 3 of section 1192 of Title 26 of the Revised Statutes is amended to read as follows:

A female claimant shall be ineligible to receive benefits, ~~or waiting period credit~~ if her unemployment is due to or as the result of pregnancy and, in addition, shall in any event be ineligible to receive benefits ~~or waiting period credit~~ for a period of 8 weeks immediately prior to the expected date of such individual giving birth to a child and within 4 weeks after the actual birth of her child.

Sec. 4. R. S., T. 26, § 1192, sub-§ 4, repealed. Subsection 4 of section 1192 of Title 26 of the Revised Statutes, as amended by chapter 409 of the public laws of 1965, is repealed.

Sec. 5. R. S., T. 26, § 1192, sub-§ 5, amended. The first sentence of subsection 5 of section 1192 of Title 26 of the Revised Statutes, as amended by section 12 of chapter 381 of the public laws of 1965, is further amended to read as follows:

He has during his base period earned wages of at least \$600 for insured work, and of the \$600 a minimum of \$100 must have been earned in a quarter other than the high quarter.

Sec. 6. R. S., T. 26, § 1043, sub-§ 19, ¶ A, amended. Paragraph A of subsection 19 of section 1043 of Title 26 of the Revised Statutes, as repealed and replaced by section 4 of chapter 381 of the public laws of 1965, is amended to read as follows :

A. For purposes of section 1221, the term "wages" shall not include that part of remuneration which after remuneration equal to ~~\$3,000~~ \$4,200 has been paid in a calendar year to an individual by an employer or his predecessor with respect to employment during any calendar year, is paid to such individual by such employer during such calendar year unless that part of the remuneration is subject to a tax under a federal law imposing a tax against which credit may be taken for contributions required to be paid into a state unemployment fund. The wages of an individual for employment with an employer shall be subject to this exception whether earned in this State or any other state when the employer-employee relationship is between the same legal entities.

Sec. 7. Effective date. This Act shall become effective Oct. 1, 1967.