

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

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Legislative Document

No. 612

H.P. 447

House of Representatives, March 6, 1989

Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in cursive script, reading "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative McHENRY of Madawaska.

Cosponsored by Representative JOSEPH of Waterville, Representative CLARK of Millinocket and Representative RUHLIN of Brewer.

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STATE OF MAINE

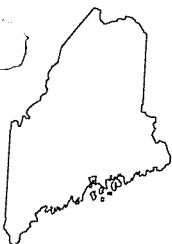
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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-NINE

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An Act to Prevent Apprenticeship Instructors from Being Disqualified  
for Unemployment Compensation.

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

3               **26 MRSA §1192, sub-§3, as repealed and replaced by PL 1983,**  
5               **c. 816, Pt. A, §22, is amended to read:**

7               **3. Is able and available for work. He The claimant is able**  
9               **to work and is available for full-time work at his the claimant's**  
11              **usual or customary trade, occupation, profession or business or**  
13              **in such other trade, occupation, profession or business for which**  
15              **his the claimant's prior training or experience shows him the**  
17              **claimant to be fitted or qualified; and in addition to having**  
19              **complied with subsection 2 is himself actively seeking work in**  
21              **accordance with the regulations of the commission; provided that**  
23              **no ineligibility may be found solely because the claimant is**  
25              **unable to accept employment on a shift, the greater part of which**  
27              **falls between the hours of midnight to 5 a.m., and is unavailable**  
29              **for that employment because of parental obligation, the need to**  
31              **care for an immediate family member, or the unavailability of a**  
33              **personal care attendant required to assist the unemployed**  
35              **individual who is a handicapped person; provided that no**  
37              **ineligibility may be found solely because the claimant is**  
                **unavailable for work for up to 8 hours a week due to the**  
                **claimant's service as an instructor in a certified apprenticeship**  
                **program under chapter 11; and provided that an unemployed**  
                **individual who is neither able nor available for work due to good**  
                **cause as determined by the deputy shall be eligible to receive**  
                **prorated benefits for that portion of the week during which he**  
                **the unemployed individual was able and available;**

31                               **STATEMENT OF FACT**

33               This bill provides an exception from the "able and  
35               available" requirement of the Employment Security Law for up to 8  
37               hours per week if the claimant is serving as an instructor in a  
                certified apprenticeship program during that time.