

MAINE STATE LEGISLATURE

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*M
R.S.*

L.D. 1805

DATE: May 6, 1999

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LABOR

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**STATE OF MAINE
SENATE
119TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A " to S.P. 638, L.D. 1805, Bill, "An Act to Ensure Prompt Payment of Unemployment Compensation Benefits to Displaced Workers"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 26 MRSA §1194, sub-§1-A is enacted to read:

1-A. Partial unemployment claim forms. An employer shall issue a properly completed partial unemployment claim form to each of the employer's employees who is customarily employed full time and who is given less than full-time hours during a week due to a lack of work, or who is given no work for one week due to a lack of work and who is not separated from that employer.

A. Partial unemployment claim forms for a week must be provided to eligible employees on the day that the payroll for that week is available to employees.

B. An employer who fails to provide a partial unemployment claim form in accordance with this subsection is subject to a fine of \$25 per day per form for each day the form is late.

C. An employer is not required to issue a partial unemployment claim form to an employee:

(1) Whose earnings or earnings plus holiday pay for the week exceed the maximum weekly benefit amount plus \$5; or

2 (2) Whose vacation or holiday pay for the week exceeds
4 the maximum weekly benefit amount.

6 D. The Director of Unemployment Compensation may authorize
8 the use of partial unemployment claim forms for periods of 2
or more consecutive weeks in which the employee is given no
work.'

10 Further amend the bill by inserting at the end before the
12 summary the following:

14 **FISCAL NOTE**

16 This bill may result in insignificant increases of dedicated
18 revenue to the Department of Labor's Special Administrative
20 Expense Fund from fines that result from employers' failure to
provide individuals with claim forms.

22 This bill may increase the number of civil violations filed
24 in the court system. The additional workload and administrative
26 costs associated with the minimal number of new cases filed can
be absorbed within the budgeted resources of the Judicial
Department. The collection of additional fines may also increase
General Fund revenue by minor amounts.'

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SUMMARY

32 This amendment replaces the bill. It rewrites and
34 simplifies the requirement that employers give properly completed
partial unemployment claim forms to full-time employees who are
given no work or less than full-time work during a week due to a
lack of work available.