

# MAINE STATE LEGISLATURE

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# 122nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2005

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Legislative Document

No. 1353

H.P. 936

House of Representatives, March 17, 2005

### **An Act To Allow Certain School Employees To Collect Unemployment**

(AFTER DEADLINE)

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Labor suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative JACKSON of Fort Kent.

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

4 **Sec. 1. 26 MRSA §1192, sub-§7, ¶B,** as amended by PL 1983, c.  
13, §7, is further amended to read:

6 B. With respect to weeks of unemployment beginning after  
7 September 3, 1982, in any ~~other~~ capacity for an educational  
8 institution other than one described in paragraph A or as a  
9 school bus driver or janitorial staff worker, benefits shall  
10 are not be paid on the basis of those services to any  
11 individual for any week which that commences during a period  
12 between 2 successive academic years or terms if the  
13 individual performs those services in the first of the  
14 academic years or terms and there is annual written  
15 reasonable assurance that the individual will perform the  
16 services in the 2nd of that academic year or terms; except  
17 that if benefits are denied to any individual under this  
18 paragraph and the individual was not offered an opportunity  
19 to perform the services for the educational institution for  
20 the 2nd of those academic years or terms, the individual  
21 ~~shall-be~~ is entitled to a retroactive payment of benefits  
22 for each week for which the individual filed a timely claim  
23 for benefits and for which benefits were denied solely by  
24 reason of this paragraph;

26 **SUMMARY**

28 This bill makes a bus driver or janitorial staff worker in a  
30 public school eligible to collect unemployment benefits in  
31 between 2 academic years, even if the driver or staff worker has  
32 received written assurance that the driver or staff worker will  
33 be employed by the school in that same position the 2nd academic  
34 year.