

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



124th MAINE LEGISLATURE

SECOND REGULAR SESSION-2010

Legislative Document

No. 1524

H.P. 1074

House of Representatives, December 21, 2009

An Act To Ensure Equity in Unemployment Compensation Claims

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 17, 2009. Referred to the Committee on Labor pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative BEAULIEU of Auburn.

Cosponsored by Senator CRAVEN of Androscoggin and

Representatives: AUSTIN of Gray, BICKFORD of Auburn, CAREY of Lewiston, CRAFTS of Lisbon, HAMPER of Oxford, KNIGHT of Livermore Falls, LAJOIE of Lewiston, SIROIS of Turner.

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

Sec. 1. 26 MRSA §1221, sub-§3, ¶C-1 is enacted to read:

C-1. For purposes of paragraph A, if 2 or more employing units concurrently employ the same individual and both employing units subsequently discontinue employment of the individual within 30 days of each other, both employing units are considered the most recent subject employer and benefits paid to the eligible individual must be charged in an equitable manner against the experience rating records of both employing units in accordance with rules adopted by the bureau. Rules adopted under this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

SUMMARY

This bill addresses the situation of 2 employers who both lay off the same employee within 30 days of each other. The bill requires that both employers be considered the claimant's last employer for purposes of the laws governing unemployment compensation.