

MAINE STATE LEGISLATURE

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N I N E T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 1074

H. P. 756

House of Representatives, March 4, 1959

Referred to the Committee on Labor. Sent up for concurrence and 750 copies ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Miller of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

**AN ACT to Permit Supplemental Unemployment Benefits Under
Employment Security Law.**

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

Sec. 1. R. S., c. 29, § 3, sub-§ XVII, ¶¶ A, B, amended. Paragraphs A and B of subsection XVII of section 3 of chapter 29 of the Revised Statutes, as amended by section 1 of chapter 344 and by section 1 of chapter 447, both of the public laws of 1957, are further amended to read as follows:

'A. An individual shall be deemed "totally unemployed" in any week with respect to which no wages are payable to him and during which he performs no services, except that any amounts received from the Federal Government by members of the National Guard and Organized Reserve, including base pay and allowances, **and except that supplemental unemployment benefit payments which are paid from any private plan or arrangement or a trust fund created by an employing unit under a contract,** shall not be deemed wages for the purpose of this subsection.

B. An individual shall be deemed "partially unemployed" in any week of less than full-time work if his wages payable from any source for such week are less than the weekly benefit amount he would be entitled to receive if totally unemployed and eligible, except that any amounts received from the Federal Government by members of the National Guard and Organized Reserve, including base pay and allowances, **and except that supplemental unemployment benefit payments which are paid from any private plan or arrangement or a trust fund created by an employing unit under a contract,** shall not be deemed wages for the purpose of this subsection.'

Sec. 2. R. S., c. 29, § 3, sub-§ XIX, ¶ B, amended. Paragraph B of subsection XIX of section 3 of chapter 29 of the Revised Statutes is amended to read as follows:

'B. The amount of any payment made after December 31, 1950 to, or on behalf of, an employee under a plan or system established by an employing unit which makes provision for his employees generally or for a class or classes of his employees, including any amount paid by an employing unit for insurance or annuities, or into a fund, to provide for any such payment, on account of retirement, or sickness or accident disability, or medical and hospitalization expense in connection with sickness or accident disability, or death, **or any amount paid into or from any private plan or arrangement or trust fund from which the trustee makes supplemental unemployment benefit payments to an unemployed worker ;'**

Sec. 3. R. S., c. 29, § 13, sub-§ III, amended. Subsection III of section 13 of chapter 29 of the Revised Statutes, as repealed and replaced by chapter 377 of the public laws of 1955, and as amended by section 2 of chapter 344 and by section 2 of chapter 447, both of the public laws of 1957, is further amended to read as follows:

'III. Weekly benefit for partial unemployment. On and after April 1, 1958, each eligible individual who is partially unemployed in any week shall be paid with respect to such week a partial benefit in an amount equal to his weekly benefit amount less that part of his earnings paid or payable to him with respect to such week which is in excess of \$5 plus any fraction of a dollar except that any amounts received from the Federal Government by members of the National Guard and Organized Reserve, including base pay and allowances, **and except that supplemental unemployment benefit payments which are paid from any private plan or arrangement or a trust fund created by an employing unit under a contract,** shall not be deemed wages for the purpose of this subsection.'