

1 S.90

2 Introduced by Senators McCormack, Sears, and Zuckerman

3 Referred to Committee on

4 Date:

5 Subject: Labor; unemployment compensation; employers' experience-rating
6 records

7 Statement of purpose of bill as introduced: This bill proposes to relieve
8 employers' experience-rating record of charges incurred as a result of Tropical
9 Storm Irene.

10 An act relating to relieving employers' experience-rating records

11 It is hereby enacted by the General Assembly of the State of Vermont:

12 Sec. 1. 21 V.S.A. § 1325 is amended to read:

13 § 1325. EMPLOYERS' EXPERIENCE-RATING RECORDS;

14 DISCLOSURE TO SUCCESSOR ENTITY; EMPLOYEE PAID

15 \$1,000.00 OR LESS DURING BASE PERIOD

16 (a) The ~~commissioner~~ Commissioner shall maintain an experience-rating
17 record for each employer. Benefits paid shall be charged against the
18 experience-rating record of each subject employer who provided base-period
19 wages to the eligible individual. Each subject employer's experience-rating
20 charge shall bear the same ratio to total benefits paid as the total base-period

1 wages paid by that employer bear to the total base-period wages paid to the
2 individual by all base-period employers. The experience-rating record of an
3 individual subject base-period employer shall not be charged for benefits paid
4 to an individual under any of the following conditions:

5 * * *

6 (6) The individual:

7 (A) was unemployed as the direct result of a major natural disaster
8 declared by the President of the United States pursuant to 42 U.S.C. § 5122;
9 and

10 (B) would have been eligible for the receipt of federal disaster
11 unemployment assistance benefits but for the individual's receipt of regular
12 benefits.

13 * * *

14 Sec. 2. EFFECTIVE DATES

15 This act shall take effect on passage and shall apply retroactively to all
16 benefits charged to an employer's experience record after August 29, 2011.