

1 H.750

2 Introduced by Representative LaBounty of Lyndon

3 Referred to Committee on

4 Date:

5 Subject: Labor; unemployment insurance; eligibility; General Assembly

6 members

7 Statement of purpose of bill as introduced: This bill proposes to classify  
8 service as a member of the General Assembly as employment that makes an  
9 individual eligible for unemployment insurance benefits.

10 An act relating to unemployment insurance eligibility for members of the  
11 General Assembly

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

13 Sec. 1. 21 V.S.A. § 1301 is amended to read:

14 § 1301. DEFINITIONS

15 As used in this chapter:

16 \* \* \*

17 (6)(A)(i) “Employment,” subject to the other provisions of this  
18 subdivision (6), means service within the jurisdiction of this State performed  
19 by an employee, as defined in subsections 3306(i) and (o) of the Federal  
20 Unemployment Tax Act, including service in interstate commerce, performed

1 for wages or under any contract of hire, written or oral, expressed or implied.  
2 Services partly within and partly outside this State may by election as provided  
3 in subdivision (5)(E)(i) of this section be treated as if wholly within the  
4 jurisdiction of this State. If an employing unit has elected to come under the  
5 provisions of a similar act of a state where a part of the services of an  
6 employee are performed, the Commissioner, upon approving the election as to  
7 the employee, may treat the services covered by the election as having been  
8 performed wholly outside the jurisdiction of this State.

9 \* \* \*

10 (C) The term “employment” shall not include:

11 \* \* \*

12 ~~(vi)(I) Before January 1, 1978, service performed in the employ of~~  
13 ~~a state, a political subdivision thereof, or an instrumentality of one or more~~  
14 ~~states or political subdivisions except as otherwise provided in this chapter~~  
15 ~~with respect to service for a hospital or institution of higher education located~~  
16 ~~in this State, and except as to any town, city, or other municipal corporation, as~~  
17 ~~defined by 24 V.S.A. § 1751, or an instrumentality thereof, that duly elects~~  
18 ~~otherwise, as provided by this chapter with the Commissioner’s approval.~~

19 ~~(II) After December 31, 1977, Service performed in the employ~~  
20 ~~of a governmental entity referred to in subdivision (6)(A)(x) of this section if~~  
21 ~~such the service is performed by an individual in the exercise of duties:~~

