SLS 22RS-1349 **ORIGINAL**

2022 Regular Session

SENATE BILL NO. 481

BY SENATOR CLOUD

1

UNEMPLOYMENT COMP. Provides relative to disqualifications of unemployment benefits for temporary workers. (8/1/22)

AN ACT

2	To enact R.S. 23:1601(12), relative to unemployment insurance; to provide for the
3	disqualification of benefits for certain workers; to provide for terms and conditions;
4	and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 23:1601(12) is hereby enacted to read as follows:
7	§1601. Disqualification for benefits
8	An individual shall be disqualified for benefits:
9	* * *
10	(12) If the administrator finds all of the following applicable:
11	(a) He accepted employment that was for a predetermined duration of
12	six months or less as evidenced by an employment contract signed by both the
13	applicant and the former employer.
14	(b) He was employed by the former employer for the agreed upon terms
15	and duration as provided in the contract or he separated prior to the duration
16	under disqualifying circumstances as provided in this Section.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

DIGEST 2022 Regular Session

Cloud

SB 481 Original

<u>Present law</u> provides for circumstances of the separation from employment that will disqualify an applicant for unemployment benefits from receiving benefits. The circumstances generally include:

- (1) The applicant has left his employment without good cause attributable to a substantial change in employment made by the employer.
- (2) The applicant was discharged by his employer for misconduct connected with his employment.
- (3) The administrator finds that the applicant has failed, without good cause, either to apply for available, suitable work or to accept suitable work or to return to his customary self-employment.
- (4) For any week that the administrator finds that the applicant's unemployment is due to a labor strike in active progress.
- (5) For any week that the applicant is receiving or seeking unemployment benefits under another state's law or the United States.
- (6) For any week that the applicant is receiving remuneration in the form of wages in lieu of notice, workers compensation benefits, or payments under any retirement or pension plan.
- (7) For any week with respect to which the applicant knowingly makes a false statement or representation or knowingly fails to disclose a material fact to obtain or increase benefits.
- (8) Does not have enough earned wages for insured work to re-qualify for benefits in a subsequent benefit year claim.
- (9) The administrator finds that the applicant has been discharged for the use of illegal drugs.
- (10) The administrator finds that the applicant has not worked and earned wages for insured work subsequent to participating in a work release program for inmates in custodial or penal institutions.

<u>Proposed law</u> retains <u>present law</u> and adds as a disqualifying circumstance that the administrator finds that the applicant accepted employment that was for a predetermined duration of six months or less as evidenced by an employment contract signed by both the applicant and the former employer and that the applicant was employed by the former employer for the agreed upon terms and duration as provided in the contract or he separated prior to the duration under disqualifying circumstances as provided in <u>present law</u>.

Effective August 1, 2022.

(Adds R.S. 23:1601(12))