

February 27, 1963.

Passed on File.

Unemployment Security 2/27

Senate File 338

By SCHOEDER, LONG, SHOEMAN,
SCOTT, CAMPBELL and LISLE.

Passed Senate, Date.....

Passed House, Date...*4-19-63*...

Vote: Ayes..... Nays.....

Vote: Ayes...*62*... Nays...*35*...

Approved.....

A BILL FOR

An Act to amend chapter ninety-six (96), Code 1962, relating to unemployment compensation benefits, the eligibility therefor, causes for disqualification, changes in the contribution rates for certain employers, increases in weekly benefit amounts, and the administration thereof.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. Section ninety-six point three (96.3), Code 1962,
2 subsection four (4), is amended by striking from line twelve
3 (12), the following:

4	“\$44.00	\$1,072.51 and over”
5	and substituting in lieu thereof, the following:	
6	“\$48.00	\$1,192.51—and over
7	47.00	1,162.51—1,192.50
8	46.00	1,132.51—1,162.50
9	45.00	1,102.51—1,132.50
0	44.00	1,072.51—1,102.50”

1 Also, by striking therefrom lines forty-seven (47) to
2 seventy-two (72) and substituting in lieu thereof, the
3 following:

14 “Provided, however, that the weekly benefit amount
15 payable to any individual for any one week shall not exceed:
16 Forty-eight dollars if the individual has no spouse or a
17 nonworking spouse and four or more children;
18 Forty-four dollars if the individual has no spouse or a

19 nonworking spouse and three children ;

20 Forty-one dollars if the individual has no spouse or a

21 nonworking spouse and two children ;

22 Thirty-eight dollars if the individual has no spouse or a

23 nonworking spouse and one child ;

24 Thirty-five dollars if the individual has a nonworking spouse

25 and no children ;

26 Forty-three dollars if an individual has a working spouse

27 and four or more children ;

28 Forty dollars if the individual has a working spouse and

29 three children ;

30 Thirty-seven dollars if the individual has a working spouse

31 and two children ;

32 Thirty-five dollars if the individual has a working spouse

33 and one child ;

34 Thirty-two dollars if the individual is not married or is

35 married and has a working spouse and no children ;”.

1 Sec. 2. Section ninety-six point four (96.4), Code 1962,

2 subsection five (5) is amended by striking from line six (6), the

3 words “a calendar quarter” and substituting in lieu thereof, the

4 words “each of two calendar quarters”; and also, by striking

5 from line twelve (12), the words “totaling one hundred dollars”,

6 and substituting in lieu thereof, the following:

7 “equal to six (6) times his newly determined weekly benefit

8 amount,”.

1 Sec. 3. Section ninety-six point five (96.5), Code 1962,

2 subsection one (1) is amended by adding a new paragraph i as

3 follows:

4 "i. However, if an individual has been separated from her
5 employment because of pregnancy, she shall be deemed to have
6 left her employment without good cause attributable to her
7 employer, but she shall forfeit only those credits acquired by
8 her during that particular employment, and she shall not become
9 eligible for future benefits until she has been paid wages in
10 insured work subsequently in an amount equal to six times her
11 newly determined weekly benefit amount. Also, no individual
12 shall be eligible for benefits in which her total or partial
13 unemployment is found by the commission to be due to pregnancy."

14 Also, section ninety-six point five (96.5), Code 1962,
15 subsection one (1), is amended by adding a new paragraph j as
16 follows:

17 "j. However, if the commission finds that he was imprisoned
18 for any criminal offense, and was thereby prevented from reporting
19 for work and working, he shall be deemed to have left his work
20 voluntarily without good cause attributable to his employer."

21 Also, section ninety-six point five (96.5), Code 1962,
22 subsection two (2), is amended by adding thereto a new
23 paragraph as follows:

24 "But if the commission finds that he has been discharged
25 because he has been convicted of or has plead guilty to a felony,
26 or has been intoxicated at his place of employment, he shall
27 forfeit fifteen (15) weeks benefits. If the commission finds that
28 he has been guilty of a felony against or injurious to his
29 employer, all wage credits earned by him during that employment
30 shall be cancelled."

31 Also, section ninety-six point five (96.5), Code 1962,

32 subsection five (5), paragraph c, is amended by adding at the
33 end thereof, the following:

34 "Provided, however, if a claimant has been laid off (and such
35 lay off is not a termination because of a contract provision
36 therefor), and he meets all other eligibility requirements of this
37 chapter, he shall not be disqualified by the provisions of this
38 paragraph."

39 Also, section ninety-six point five (96.5), Code 1962,
40 subsection six (6) is amended by adding at the end thereof the
41 following:

42 "A law of the United States providing any payments of any
43 type and in any amounts for periods of unemployment due to lack
44 of work shall be considered an unemployment compensation law
45 of the United States."

1 Sec. 4. Section ninety-six point six (96.6), Code 1962,
2 subsection two (2), is amended by inserting after the word
3 "party" in line twenty-six (26), the following:

4 "including any employer against whose account such benefits
5 may be charged."

6 Also, section ninety-six point six (96.6), Code 1962,
7 subsection two (2) is amended by inserting after the period (.),
8 in line twenty-seven (27), the following new sentence:

9 "If the deputy, the claim-taker, or local office representative,
10 finds a reason for a disqualification for benefits may exist, he
11 shall report same to the commission and to claimant's employer."

1 Sec. 5. Section ninety-six point seven (96.7), Code 1962,
2 subsection three (3), paragraph d, is amended by striking from
3 line fifteen (15) thereof, the following words "shall be:", and

4 substituting in lieu thereof, the following:

5 "subject to the adjustment hereinafter provided, shall
6 be assigned in accordance with the following table. Percentage
7 of Excess in said table means the percentage resulting from
8 dividing the excess of contributions paid over benefits charged
9 by the employer's average annual payroll."

10 Also, by striking from lines sixteen (16) and seventeen (17),
11 the following:

12 "If Percentage of Average Annual Payroll is:"

13 and substituting in lieu thereof:

14 "Percentage of Excess is:"

15 Also, by striking from line eighteen (18), the following:

16 "2.7% less than 2.5%"

17 and by substituting in lieu thereof, the following:

18 "4.0% less than .5%

19 3.6% .5% but less than 1.0%

20 3.3% 1.0% but less than 1.5%

21 3.0% 1.5% but less than 2.0%

22 2.7% 2.0% but less than 2.5%"

23 Also, by inserting after the schedule in said paragraph, and
24 after line thirty-four (34) thereof, the following paragraphs:

25 "(1) Provided that in no event shall any employer's
26 contribution rate be more than two point seven per cent (2.7%)
27 of the first twenty thousand dollars (\$20,000) of wages for
28 insured work paid during any calendar quarter.

29 (2) Provided further, that the maximum contribution rate
30 of any employer for the calendar year 1964 shall not be more
31 than three per cent (3%), for the calendar year 1965 shall not

82 be more than three point three per cent (3.3%), and for the
83 calendar year 1966 shall not be more than three point six
84 per cent (3.6%).”.

85 Also, by numbering the existing paragraph following the
86 schedule as “(3)”.

87 Also, section ninety-six point seven (96.7), Code 1962,
88 subsection three (3), paragraph e, is amended by striking
89 from line ten (10), the word “eight-tenths” and by substituting
90 in lieu thereof the word “nine-tenths”.

91 Also, section ninety-six point seven (96.7), Code 1962,
92 subsection three (3), is amended by inserting at the end
93 thereof, the following paragraph:

94 “g. Due notice of charges. No charge shall be made
95 against an employer’s account unless the commission has
96 first notified the employer of a claimant in the period
97 between the time of the filing of the claim and the base period,
98 and also, has notified the base period employers of said
99 claimant when a claim is filed as provided in section ninety-six
50 point six (96.6) of this chapter, and subsequent thereto, due
51 notice of a benefit payment (including name, address, social
52 security account number, amount, and the week for which
53 payment is made) has been sent to each chargeable employer
54 at the time such benefit payment became the first chargeable
55 payment to an employer’s account.”.

1 Sec. 6. Section ninety-six point nineteen (96.19), Code
2 1962, subsection ten (10), paragraph b, is amended by striking
3 from line six (6) thereof the word “three” and substituting
4 therefor the word “six”; also, by striking from paragraph e,

5 line five (5), the word "three" and substituting in lieu thereof,
6 the word "six".

1 Sec. 7. This Act shall be effective and applicable to claims
2 the benefit year of which commences on or after July 4, 1963.

*Div. 1 adopted
4/19*

HOUSE FILE 491

57338

- 1 Amend House File 491 as follows:
- 2 1. Section 2 by striking all of lines five (5) through eight (8)
- 3 and inserting in lieu thereof the following: from line twelve (12)
- 4 the word "one" and inserting in lieu thereof the word "two".
- 5 2. Section 3, line twenty-eight (28), by striking the word
- 6 "guilty" and inserting in lieu thereof the word "convicted".

*Div. 2
adopted
4/19*

Filed
March 27, 1963.

COMMITTEE ON SOCIAL SECURITY,
A. L. MENSING, Chairman.

HOUSE FILE 491

- 1 Amend House File 491 as follows:
- 2 1. By striking from Section 3 all of lines one (1) through
- 3 thirteen (13) and inserting the following:
- 4 Sec. 3. Section ninety-six point five (96.5), Code 1962, is
- 5 amended by adding at the end of paragraph "g" of subsection one
- 6 (1) the words ", and shall be disqualified for the duration of
- 7 his unemployment and until he has thereafter been paid wages in
- 8 insured work in an amount of at least two hundred dollars".
- 9 Further amend said section ninety-six point five (96.5), Code
- 10 1962, by adding to subsection one (1) a new paragraph "i" as
- 11 follows:
- 12 "i. However, no woman shall be deemed to be able to work
- 13 and available for work for any week during the ninety-day period
- 14 immediately before the expected birth of her child and for any
- 15 week during the sixty-day period immediately following the birth
- 16 of her child, and until she has earned two hundred dollars in
- 17 insured work subsequent to the birth of her child. If said woman
- 18 shall have been separated from her employment by reason of any
- 19 labor union contract or contract of hire which provides for such
- 20 separation because of pregnancy, she shall also be deemed not to
- 21 be able to work and available for work during the period between
- 22 said separation from employment and the birth of her child, and
- 23 until she has earned two hundred dollars in insured work subsequent
- 24 to the birth of her child. The commission may require the
- 25 production of doctors' certificates to establish such dates."
- 26 2. By striking from Section 5, lines fifty-one (51) through
- 27 fifty-five (55) and inserting in lieu thereof the following:
- 28 "notice of a benefit payment (including name, social security
- 29 account number, amount, and the week for which payment is made)
- 30 has been sent to each chargeable employer at the time, meaning
- 31 in the same calendar week, such benefit payment, meaning the
- 32 first check, became the first chargeable payment to an employer's
- 33 account."

*Div. 1
adopted 4/19*

*Div. 2
adopted
4/19*

Filed
April 2, 1963.

MOWRY of Marshall.

HOUSE FILE 491

57338

- 1 Amend House File 491 as follows:
- 2 1. By striking all of section 2.

Filed
April 5, 1963.

*aye 35
nay 64
lost
4/19*

CAMP of Clinton.
CARSTENSEN of Clinton.

HOUSE FILE 491

- 1 Amend House File 491 as follows:
- 2 1. Amend section 3 by striking lines 1 through 30
- 3 inclusive.

Filed
April 5, 1963.

*amendment
as amended lost
4/19*

MURRAY of Webster.
DENMAN of Polk.
MESSERLY of Black Hawk.

HOUSE FILE 491

57338

- 1 Amend the Murray, Denman and Messerly amendment, filed April
- 2 5, to House File 491 by striking the figure "1" following the
- 3 word "lines" in line two (2) and inserting in lieu thereof the
- 4 figures "17".

Filed and adopted ✓
April 19, 1963.

DENMAN of Polk.

HOUSE FILE 491

5

- 1 Amend House File 491 by adding the following
- 2 at the end of section 2:
- 3 "Section ninety-six point four (96.4), Code 1962, is further
- 4 amended by adding the following at the end of subsection 5:
- 5 "However, if he has been paid wages for insured
- 6 work in the construction industry of not less than
- 7 five hundred dollars in that calendar quarter in his
- 8 base period in which his wages were the highest,
- 9 and also he has been paid wages for insured work
- 10 in the construction industry of not less than two
- 11 hundred dollars in a calendar quarter in his base
- 12 period other than the calendar quarter in which his
- 13 wages were the highest, the requirement of this sub-
- 14 section with respect to wages in a third calendar
- 15 quarter shall not apply."

Filed and adopted ✓
April 19, 1963.

STANLEY of Muscatine.

HOUSE FILE 491

57338

- 1 Amend House File 491, section 3, line seventeen (17), by
- 2 inserting after the word "was" the words "convicted and".

Filed and adopted ✓
April 19, 1963.

MOWRY of Marshall.
STANLEY of Muscatine.

HOUSE FILE 491

57338

- 1 Amend House File 491, section 3, line twenty-six (26), by
- 2 striking the word "intoxicated" and inserting in lieu thereof
- 3 the words "convicted of intoxication".

Filed and lost ✓
April 19, 1963.

DENMAN of Polk.