

March 2, 1970
Passed on File

SENATE FILE 1273

By COMMITTEE ON HUMAN AND
INDUSTRIAL RELATIONS

Passed Senate, Date.....4-3-70..... Passed House, Date.....4-15-70.....

Vote: Ayes.....50..... Nays.....0..... Vote: Ayes.....112..... Nays.....0.....

Approved.....

A BILL FOR

1 An Act to authorize cooperation between this state and other
2 states which extend a like comity in the collection of
3 delinquent unemployment contributions, penalties, interest,
4 and benefit overpayments.

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

6 Section 1. Section ninety-six point fourteen (96.14), sub-
7 section three (3), Code 1966, is hereby amended by adding
8 thereto the following new paragraph:

9 "The courts of this state shall recognize and enforce lia-
10 bilities for unemployment contributions, penalties, interest and
11 benefit overpayments imposed by other states which extend a like
12 comity to this state. The commission is hereby empowered to sue
13 in the courts of any other jurisdiction which extends such
14 comity to collect unemployment contributions, penalties, interest
15 and benefit overpayments due this state. The officials of other
16 states which, by statute or otherwise, extend a like comity to
17 this state may sue in the district court to collect for such
18 contributions, penalties, interest and benefit overpayments. In
19 any such case the chairman of the commission of this state, as
20 agent for and on behalf of any other state, may, through the
21 attorney general, institute and conduct such suit for such other
22 state. Venue of such proceedings shall be the same as for
23 actions to collect delinquent contributions, penalties, interest
24 and benefit overpayments due under this Act. A certificate by the
25 secretary of any such state attesting the authority of such

- 1 official to collect the contributions, penalties, interest
- 2 and benefit overpayments, is conclusive evidence of such
- 3 authority. The requesting state shall pay the court costs."

EXPLANATION

This Act grants authority to the Employment Security Commissioner to sue in other states for the collection of unemployment contributions, penalties and interest and also gives other states the same rights to sue in the state of Iowa. The authority herein granted is dependent upon the recognition by all the states involved of the authority of each state to institute such actions and the cooperation of each state. If another state will not extend to Iowa the same privileges that Iowa can extend under this act, the authority granted by this act is not to be extended to such other state.