

Reprinted 4/1/81

MAR 25 1981

HOUSE FILE 789

Place On Calendar

BY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS

(Formerly Study Bill 281)

Passed House, Date 3-30-81 (p. 917) Passed Senate, Date 4-21-81 (P. 1342)

Vote: Ayes 93 Nays 2 Vote: Ayes 45 Nays 5

Approved \_\_\_\_\_

### A BILL FOR

1 An Act relating to unemployment compensation by mandating  
 2 rate table three for calendar years 1982 and 1983, by  
 3 modifying the qualifications for a zero contribution rate,  
 4 by extending the time period for set contribution rates  
 5 for certain new employers, by surcharging the contribu-  
 6 tion rates of certain employers with negative balance  
 7 accounts, by relieving reimbursable employers of certain  
 8 charges paid to part-time employees, by providing for  
 9 the deduction of only a portion of pension or retirement  
 10 payments, by making changes in conformity with federal  
 11 requirements regarding job service's fiscal year, taxation  
 12 of separation pay, release of information to child support  
 13 enforcement agencies, and extended benefit contribution,  
 14 eligibility, and requalification requirements.

15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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789

1 Section 1. Section 8.36, Code 1981, is amended by adding  
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. However, the department of job  
4 service may use the federal fiscal year instead of the fiscal  
5 year commencing on July 1.

6 Sec. 2. Section 96.5, subsection 5, Code 1981, is amended  
7 to read as follows:

8 5. OTHER COMPENSATION. For any week with respect to which  
9 the individual is receiving or has received payment in the  
10 form of any of the following:

11 a. Wages in lieu of notice, separation allowance, severance  
12 pay, or dismissal pay.

13 b. Compensation for temporary disability under the workers'  
14 compensation law of any state or under a similar law of the  
15 United States.

16 c. ~~Old-age-benefits-under-title-II-of-the-Social-Security~~  
17 ~~Act-(42-USA, chapter-7)-as-amended, or similar retirement~~  
18 ~~payments-under-any-Act-of-Congress~~

19 d. A governmental or other pension, retirement or retired  
20 pay, annuity, or any other similar periodic payment which  
21 ~~is-based-on-the-previous-work-of-the-individual~~ made under  
22 a plan maintained or contributed to by a base period or  
23 chargeable employer where, except for benefits under the  
24 federal Social Security Act or the federal Railroad Retirement  
25 Act of 1974 or the corresponding provisions of prior law,  
26 the plan's eligibility requirements or benefit payments are  
27 affected by the base period employment or the remuneration  
28 for the base period employment. However, if an individual's  
29 benefits are reduced due to the receipt of a payment under  
30 this paragraph, the reduction shall be decreased by the same  
31 percentage as the percentage contribution of the individual  
32 to the plan under which the payment is made.

33 Provided, that if ~~such~~ the remuneration is less than the  
34 benefits which would otherwise be due under this chapter,  
35 the individual ~~shall-be~~ is entitled to receive for ~~such~~ the

1 week, if otherwise eligible, benefits reduced by the amount  
2 of ~~such~~ the remuneration. Provided further, if benefits were  
3 paid for any week under this chapter for a period when  
4 benefits, remuneration or compensation under paragraphs "a",  
5 "b", or "c", ~~or "d", of this subsection~~ were paid on a  
6 retroactive basis for the same period, or any part thereof,  
7 the department shall recover ~~any such~~ the excess amount of  
8 benefits paid by the department for ~~such~~ the period, and no  
9 employer's account shall be charged with benefits so paid,  
10 ~~provided further, however, that.~~ However, compensation for  
11 service-connected disabilities or compensation for accrued  
12 leave based on military service, by the beneficiary, with  
13 the armed forces of the United States, irrespective of the  
14 amount of the benefit, ~~shall in no way~~ does not disqualify  
15 any individual, otherwise qualified, from any of the benefits  
16 contemplated herein.

17 Sec. 3. Section 96.7, subsection 3, paragraph a,  
18 subparagraph (2), unnumbered paragraph 1, Code 1981, is amended  
19 to read as follows:

20 The amount of regular benefits plus fifty percent of the  
21 amount of extended benefits, as determined under section  
22 96.29, paid to an eligible individual shall be charged against  
23 the account of the employers in the base period in the inverse  
24 chronological order in which the employment of the individual  
25 occurred. Provided, that in any case in which the individual  
26 to whom the benefits are paid is in the employ of a base  
27 period employer at the time the individual is receiving the  
28 benefits, and the individual is receiving the same employment  
29 from the employer that the individual received during the  
30 individual's base period, then benefits paid to the individual  
31 shall not be charged against the account of the employer.  
32 This provision applies to both contributing and reimbursable  
33 employers notwithstanding section 96.8, subsection 5, and  
34 subparagraph (3) of this paragraph. An employer's account  
35 shall not be charged with benefit payments made to any

1 individual who has left the work of the employer voluntarily  
2 without good cause attributable to the employer, but shall  
3 be charged to the account of the next succeeding employer  
4 with whom the individual requalified for benefits as determined  
5 under section 96.5, subsection 1, paragraph "g". However,  
6 the succeeding employer's account shall first be charged with  
7 benefit payments to the individual due to wage credits earned  
8 by the individual while employed by the succeeding employer.  
9 After exhausting those wage credits, the succeeding employer's  
10 account shall not be charged with ten weeks of benefit payments  
11 to the individual due to wage credits earned by the individual  
12 from a previous employer, but rather the unemployment  
13 compensation trust fund shall be charged. After exhausting  
14 the ten weeks of noncharging, the succeeding employer's account  
15 shall again be charged with benefit payments. Provided  
16 further, that an employer's account shall not be charged with  
17 benefit payments made to an individual who has been discharged  
18 for misconduct in connection with the individual's employment,  
19 and shall not be charged with benefit payments made to an  
20 individual after the individual has failed without good cause,  
21 either to apply for available, suitable work or to accept  
22 suitable work or to return to customary self-employment, but  
23 shall be charged to the account of the next succeeding employer  
24 with whom the individual requalifies for benefits as determined  
25 respectively under section 96.5, subsections 2 and 3.

26 Sec. 4. Section 96.7, subsection 3, paragraph a,  
27 subparagraph (3), Code 1981, is amended to read as follows:

28 (3) The amount of regular benefits so charged in any  
29 calendar quarter against the account of any employer shall  
30 not exceed the amount of such individual's wage credits based  
31 on employment with ~~such~~ that employer during ~~such~~ that quarter.  
32 The amount of extended benefits so charged in any calendar  
33 quarter against the account of any employer shall not exceed  
34 an additional fifty percent of the amount of such individual's  
35 wage credits based on employment with ~~such~~ that employer

1 during such that quarter except that all extended benefits  
2 shall be so charged ~~if~~ to a government entity which is either  
3 a reimbursable or contributing employer pays-all-extended  
4 ~~benefits-under-subsection-87-paragraph-"e"-of-this-section-~~

5 Sec. 5. Section 96.7, subsection 3, paragraph c, Code  
6 1981, is amended to read as follows:

7 c. ~~Each-contributing-employer's-rate-of-contribution-shall~~  
8 ~~be-two-and-seven-tenths-percent-except-as-otherwise-provided~~  
9 ~~in-this-chapter-~~ No reduced rate of contribution shall be  
10 granted to a contributing employer until there shall have  
11 been twelve consecutive calendar quarters immediately preceding  
12 the first computation date throughout which ~~his-or-her~~ the  
13 employer's account has been chargeable with benefit payments.  
14 Provided, that with respect to the calendar year commencing  
15 January 1, 1972, and each calendar year thereafter through  
16 December 31, 1981, except as provided in paragraph "d" of  
17 this subsection, a contributing employer who has not been  
18 subject to this chapter for a sufficient period of time to  
19 meet the twelve-quarter requirement shall qualify for a  
20 computed rate of contribution if there shall have been a  
21 lesser period throughout which ~~his-or-her~~ the employer's  
22 account has been chargeable, but in no event less than eight  
23 consecutive calendar quarters immediately preceding the  
24 computation date; provided further, that with respect to the  
25 calendar years commencing January 1, 1972, and ending December  
26 31, 1977, except as provided in paragraph "d" of this  
27 subsection, each contributing employer newly subject to this  
28 chapter shall pay contributions at the rate of one and five-  
29 tenths percent and beginning January 1, 1978, and ending  
30 December 31, 1981, at the rate specified in the ninth  
31 percentage of excess rank but not less than one ~~point~~ and  
32 eight eight-tenths percent until the end of the calendar year  
33 in which the employer shall have had eight consecutive calendar  
34 quarters immediately preceding the computation date throughout  
35 which ~~his-or-her~~ the employer's account has been chargeable

1 with benefit payments, ~~thereafter his or her.~~ Beginning  
2 January 1, 1982, a contributing employer newly subject to  
3 this chapter and not previously qualified for a computed rate  
4 shall pay contributions at the rate specified in the ninth  
5 percentage of excess rank but not less than one and eight-  
6 tenths percent until the end of the calendar year in which  
7 the employer's account has been chargeable with benefit  
8 payments for twenty consecutive calendar quarters immediately  
9 preceding the computation date; however, the employer shall  
10 pay contributions at a computed rate if the employer's  
11 percentage of excess is a negative number, the employer's  
12 account has been chargeable with benefit payments for eight  
13 consecutive calendar quarters immediately preceding the  
14 computation date, and the employer's account has been charged  
15 with benefit payments of more than twenty-six times the maximum  
16 weekly benefit amount for an individual with four or more  
17 dependents during the four consecutive calendar quarters  
18 immediately preceding the computation date. Thereafter, the  
19 employer's contribution rate shall be determined in accordance  
20 with paragraph "d" of this subsection.

21 Sec. 6. Section 96.7, subsection 3, paragraph d, unnum-  
22 bered paragraph 6, Code 1981, is amended to read as follows:

23 ~~Provided, however, that notwithstanding any other provisions~~  
24 ~~of this chapter, the applicable contribution rate table for~~  
25 ~~the calendar years 1978 and 1979 will be table two if the~~  
26 ~~ratio of the current reserve fund ratio to the highest benefit~~  
27 ~~cost rate on the rate computation date is less than 0.75.~~

28 However, notwithstanding any other provision of this chapter  
29 relating to the applicable contribution rate table for a  
30 calendar year, the applicable contribution rate table for  
31 the calendar years ~~1980 and 1981~~ shall be 1982 and 1983 is  
32 table three unless the ratio of the current reserve fund ratio  
33 to the highest benefit cost rate on the rate computation date  
34 is 1.0 or higher. ~~Provided further that during~~ During any  
35 rate year in which a rate table in rate tables ~~four~~ three

1 through nine is effective an employer assigned a contribution  
2 rate under ~~the provisions of~~ this paragraph shall is not be  
3 required to contribute to the unemployment compensation trust  
4 fund if the employer's percentage of excess is seven point  
5 five percent or greater for the rate year and the employer  
6 has not been charged with benefit payments for any time within  
7 the ~~forty~~ twenty-four calendar quarters immediately preceding  
8 the rate computation date for the rate year.

9 Sec. 7. Section 96.7, subsection 3, paragraph d, Code  
10 1981, is amended by adding the following new unnumbered  
11 paragraph:

12 NEW UNNUMBERED PARAGRAPH. Notwithstanding any other pro-  
13 vision of this chapter relating to limiting contribution rates  
14 to those specified in the contribution rate table, if an  
15 employer qualified for an experience rating has a negative  
16 balance in the employer's account on the rate computation  
17 date and had a negative balance on the previous rate  
18 computation date, the employer shall contribute an additional  
19 one-half percent of taxable wages above the contribution rate  
20 assigned the employer by the effective rate contribution  
21 table. For each subsequent and consecutive rate computation  
22 date on which the employer still has a negative balance in  
23 the employer's account, the employer shall contribute an  
24 additional one-half percent of taxable wages. Beginning with  
25 the initial surcharge of one-half percent each subsequent  
26 and consecutive surcharge of one-half percent of taxable  
27 wages shall be cumulative except that the cumulative sur-  
28 charge shall not exceed three percent of taxable wages.

29 Sec. 8. Section 96.11, subsection 7, paragraph d, Code  
30 1981, is amended to read as follows:

31 d. Upon request of an agency of this or another state  
32 or of the federal government which administers or operates  
33 a program of public assistance or child support enforcement  
34 under either federal law or the law of this or another state,  
35 or which is charged with a duty or responsibility under any

1 such program, and if that agency is required by law to impose  
2 safeguards for the confidentiality of information at least  
3 as effective as required under this section, then the  
4 department shall provide to the requesting agency, with respect  
5 to any named individual specified, any of the following  
6 information:

7 (1) Whether the individual is receiving, has received,  
8 or has made application for unemployment compensation under  
9 this chapter.

10 (2) The period, if any, for which unemployment compensation  
11 was payable and the weekly rate of compensation paid.

12 (3) The individual's most recent address.

13 (4) Whether the individual has refused an offer of  
14 employment, and, if so, the date of the refusal and a  
15 description of the employment refused, including duties,  
16 conditions of employment, and the rate of pay.

17 (5) Wage information.

18 Paragraph g does not apply to information released under  
19 this paragraph.

20 Sec. 9. Section 96.19, subsection 12, paragraph e, Code  
21 1981, is amended by striking the paragraph.

22 Sec. 10. Section 96.29, Code 1981, is amended by adding  
23 the following new subsection after subsection 1, and  
24 renumbering the remaining subsections:

25 NEW SUBSECTION. DISQUALIFICATION FOR EXTENDED BENEFITS.

26 The disqualification provisions of this chapter applicable  
27 to regular benefits are applicable to extended benefits,  
28 except:

29 a. An individual shall be disqualified for extended  
30 benefits if the individual fails to apply for or refuses to  
31 accept an offer of suitable work to which the individual was  
32 referred by the department or the individual fails to actively  
33 seek work, unless the individual has been employed during  
34 at least four weeks, which need not be consecutive, subsequent  
35 to the disqualification and has earned at least four times

1 the individual's weekly extended benefit amount. In order  
2 to be considered suitable work under this subsection, the  
3 gross weekly wage for the suitable work shall be in excess  
4 of the individual's weekly extended benefit amount plus any  
5 weekly supplemental unemployment compensation benefits which  
6 the individual is receiving.

7 b. An individual shall not be disqualified for extended  
8 benefits for failing to apply for or refusing to accept an  
9 offer of suitable work, unless the suitable work was offered  
10 to the individual in writing or was listed with the department.

11 Sec. 11. Section 96.29, subsection 3, Code 1981, is amended  
12 by adding the following new unnumbered paragraph:

13 NEW UNNUMBERED PARAGRAPH. However, an eligible individual  
14 shall receive a maximum of two additional weeks of extended  
15 benefits if the individual moves from this state, before or  
16 during an extended benefit period triggered by this state's  
17 "on" indicator, to another state in which an extended benefit  
18 period is not in effect.

19 Sec. 12. This Act takes effect July 1, 1981, and applies  
20 to all unemployment compensation benefits received for the  
21 period beginning on or after July 5, 1981.

22 EXPLANATION

23 Section 1 of this bill allows the department of job service  
24 to adopt the federal fiscal year.

25 Current Iowa law requires the deduction of 100 percent  
26 of all governmental or other pension or retirement payments  
27 from an individual's unemployment compensation benefits.  
28 Section 2 responds to recent changes in the federal law and  
29 provides for the deduction of only that portion of pension  
30 or retirement benefits, including social security and railroad  
31 retirement benefits, attributable to contributions made by  
32 the employer and not by the individual. Thus, deductions  
33 from unemployment compensation benefits are made only for  
34 those employer pension or retirement payments under a plan  
35 maintained or contributed to by a base period or chargeable

1 employer where the plan's eligibility requirements or benefit  
2 payments are affected by the base period employment or  
3 remuneration. Under this section only 50 percent of social  
4 security benefits would be deducted from an individual's  
5 unemployment compensation benefits.

6 Section 3 relieves reimbursable employers for charges paid  
7 to part-time employees who have been receiving partial benefits  
8 due to separation from their regular full-time employment.

9 Section 4 is a conforming amendment to comply with the  
10 federal requirement that all state and local governmental  
11 entities pay the entire cost of extended benefits, whether  
12 reimbursable or contributory.

13 Section 5 requires a new employer not previously qualified  
14 for a computed rate to contribute at a set rate of not less  
15 than 1.8% for 20 chargeable quarters, instead of 8 quarters.  
16 However, an employer with a negative account balance after  
17 8 chargeable quarters is required to contribute at a computed  
18 rate, rather than at a set rate, if the employer's account  
19 has been charged with more than 26 times the maximum weekly  
20 benefit amount during the preceding 4 quarters.

21 Concerning the zero contribution rate, current law provides  
22 that, for any year in which a rate table in rate tables 4  
23 through 9 is effective, an employer's contribution rate can  
24 be reduced to zero if the employer has been free from  
25 chargeable benefit payments for forty calendar quarters and  
26 if the employer's percentage of excess is 7.5 percent or  
27 greater. The percentage of excess is the employer's excess  
28 contributions over benefits charged to the employer's account,  
29 divided by the employer's average annual payroll. Section  
30 6 would allow a zero contribution rate, for any year in which  
31 a rate table in rate tables 3 through 9 is effective, for  
32 employers free from chargeable benefit payments for twenty-  
33 four calendar quarters if the employer's percentage of excess  
34 is 7.5 percent or greater. Section 6 also mandates contri-  
35 bution rate table three for calendar years 1982 and 1983.

1 Section 7 surcharges the unemployment compensation contri-  
2 bution rates of those employers qualified for experience  
3 ratings, whose accounts show negative balances on the last  
4 two rate computation dates. The initial surcharge is one-  
5 half percent of taxable wages. For each subsequent and  
6 consecutive year in which an employer's account still has  
7 a negative balance, an additional surcharge of one-half percent  
8 of taxable wages is added. The additional surcharge is  
9 cumulative but cannot exceed three percent.

10 Section 8 allows the department of job service to provide  
11 wage information to child support enforcement agencies, which  
12 is a federal requirement. The section also exempts the re-  
13 lease of information under section 96.11, subsection 7,  
14 paragraph d, from the notification requirements of section  
15 96.11, subsection 7, paragraph g.

16 Section 9 is a conforming amendment to comply with the  
17 federal requirement that separation allowances, separation  
18 pay, and dismissal pay are considered wages and taxed under  
19 the unemployment compensation law.

20 Section 10 is a conforming amendment to comply with the  
21 federal requirement that disqualifies an individual for  
22 extended benefits for a failure to actively seek work or for  
23 a refusal to apply for or to accept an offer of suitable work,  
24 unless the individual has requalified after the failure or  
25 refusal by earning at least four times the individual's weekly  
26 benefit amount by working in at least four subsequent weeks  
27 which need not be consecutive. An individual shall not be  
28 disqualified if suitable work does not pay more than the indi-  
29 vidual's extended weekly benefit amount or if the suitable  
30 work was not offered in writing or was not listed with the  
31 department.

32 Section 11 is a conforming amendment to comply with the  
33 federal requirement that Iowa extended benefits be paid for  
34 a maximum of two weeks to an individual who moves from Iowa  
35 to another state which is not in an extended benefit period.

1 The bill would become law July 1, 1981 and would apply  
2 to benefits received on or after July 5, 1981.

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HOUSE FILE 789

H-3369

1 Amend House File 789 as follows:

2 1. Page 6, line 8, by inserting after the word  
3 "year." the words "If an employer is not required  
4 to contribute for a rate year to the trust fund under  
5 this unnumbered paragraph but would be required to  
6 contribute for the next rate year under this lettered  
7 paragraph, the employer's contribution rate for the  
8 next rate year is either the employer's experience  
9 rate computed under this lettered paragraph or one  
10 and eight-tenths percent, whichever is less. For  
11 subsequent years, either the employer is not required  
12 to contribute under this unnumbered paragraph or the  
13 employer's contribution rate is the employer's  
14 experience rate computed under this lettered  
15 paragraph."

H-3369 FILED  
MARCH 26, 1981

*Adopted 3/30/81 (p. 918)*

BY HALVORSON of Clayton  
EGENES of Story  
GETTINGS of Wapello

AVENSON of Fayette  
POPE of Polk

HOUSE FILE 789

H-3372

1 Amend House File 789 as follows:

2 1. By striking page 4, line 5 through page 5,  
3 line 20.

H-3372 FILED MARCH 26, 1981

*Lost 3/30/81 (p. 918)*

BY MILLER of Buchanan

HOUSE FILE 789

H-3380

1 Amend House File 789 as follows:

2 1. Page 6, line 18, by inserting after the word  
3 "date," the words "an employee of".

4 2. Page 6, line 19, by inserting after the word  
5 "of" the words "the employee's".

6 3. Page 6, line 23, by striking the word "employer"  
7 and inserting in lieu thereof the word "employee".

8 4. Page 6, by inserting after line 28 the  
9 following:

10 "Notwithstanding section 96.7, subsection 1,  
11 paragraph d and section 96.15, subsection 1, the  
12 employer shall withhold, in trust, the contributions  
13 made by an employee under this unnumbered paragraph  
14 from the employee's wages, shall show the contributions  
15 withheld as deductions on the employee's wage records,  
16 and shall transmit the contributions withheld to the  
17 unemployment compensation trust fund. The portion  
18 of an employee's wages which the employee is required  
19 to contribute under this unnumbered paragraph is  
20 exempt from garnishment, attachment, execution, or  
21 any other remedy for the collection of debts."

H-3380 FILED MARCH 30, 1981  
SUSPENSION OF RULES REQUIRED/  
MOTION NOT REQUESTED

BY TYRRELL of Iowa

*Filed out of order 2/30 (p. 919)*

HOUSE FILE 789

H-3382

1 Amend House File 789 as follows:

2 1. Page 8, by inserting after line 18 the  
3 following:

4 "Sec. \_\_\_\_\_. The legislative council shall establish  
5 a special interim committee to study the transfer  
6 of the duties of the department of job service relating  
7 to administration of the unemployment compensation  
8 system to private insurers. The committee shall  
9 submit a report to the second session of the Sixty-  
10 ninth General Assembly no later than January 11,  
11 1982."

H-3382 FILED MARCH 30, 1981  
SUSPENSION OF RULES REQUIRED/  
MOTION NOT REQUESTED

BY TYRRELL of Iowa

*Filed out of order 2/30 (p. 919)*

HOUSE FILE 789

H-3383

1 Amend House File 789 as follows:

2 1. Page 8, line 17, by inserting after the word  
3 "state" the following: "that does not assess a  
4 severance tax and".

H-3383 FILED MARCH 30, 1981  
SUSPENSION OF RULES REQUIRED/  
MOTION NOT REQUESTED

BY LIND of Black Hawk

*Filed out of order 2/30 (p. 919)*

Labor and Industrial Relations  
Carnoy, Chairperson  
Goodwin  
Wells

*Do Pass 4/14/81  
(p. 1215)*

HOUSE FILE 789

BY COMMITTEE ON LABOR AND  
INDUSTRIAL RELATIONS

(As Amended and Passed by the House)

Passed House, Date 3-30-81 (p 919) Passed Senate, Date 4-21-81 (p 1342)

Vote: Ayes 73 Nays 2 Vote: Ayes 45 Nays 5

Approved May 4, 1981

### A BILL FOR

1 An Act relating to unemployment compensation by mandating  
 2 rate table three for calendar years 1982 and 1983, by  
 3 modifying the qualifications for a zero contribution rate,  
 4 by extending the time period for set contribution rates  
 5 for certain new employers, by surcharging the contribu-  
 6 tion rates of certain employers with negative balance  
 7 accounts, by relieving reimbursable employers of certain  
 8 charges paid to part-time employees, by providing for  
 9 the deduction of only a portion of pension or retirement  
 10 payments, by making changes in conformity with federal  
 11 requirements regarding job service's fiscal year, taxation  
 12 of separation pay, release of information to child support  
 13 enforcement agencies, and extended benefit contribution,  
 14 eligibility, and requalification requirements.

15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments \_\_\_\_\_

1 Section 1. Section 8.36, Code 1981, is amended by adding  
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. However, the department of job  
4 service may use the federal fiscal year instead of the fiscal  
5 year commencing on July 1.

6 Sec. 2. Section 96.5, subsection 5, Code 1981, is amended  
7 to read as follows:

8 5. OTHER COMPENSATION. For any week with respect to which  
9 the individual is receiving or has received payment in the  
10 form of any of the following:

11 a. Wages in lieu of notice, separation allowance, severance  
12 pay, or dismissal pay.

13 b. Compensation for temporary disability under the workers'  
14 compensation law of any state or under a similar law of the  
15 United States.

16 ~~c. Old-age-benefits-under-title-II-of-the-Social-Security~~  
17 ~~Act-(42-USA, chapter-7), as amended, or similar retirement~~  
18 ~~payments-under-any-Act-of-Congress.~~

19 d. A governmental or other pension, retirement or retired  
20 pay, annuity, or any other similar periodic payment which  
21 ~~is-based-on-the-previous-work-of-the-individual~~ made under  
22 a plan maintained or contributed to by a base period or  
23 chargeable employer where, except for benefits under the  
24 federal Social Security Act or the federal Railroad Retirement  
25 Act of 1974 or the corresponding provisions of prior law,  
26 the plan's eligibility requirements or benefit payments are  
27 affected by the base period employment or the remuneration  
28 for the base period employment. However, if an individual's  
29 benefits are reduced due to the receipt of a payment under  
30 this paragraph, the reduction shall be decreased by the same  
31 percentage as the percentage contribution of the individual  
32 to the plan under which the payment is made.

33 Provided, that if such the remuneration is less than the  
34 benefits which would otherwise be due under this chapter,  
35 the individual shall ~~be~~ is entitled to receive for such the

1 week, if otherwise eligible, benefits reduced by the amount  
2 of ~~such~~ the remuneration. Provided further, if benefits were  
3 paid for any week under this chapter for a period when  
4 benefits, remuneration or compensation under paragraphs "a",  
5 "b", or "c", or "d", of this subsection were paid on a  
6 retroactive basis for the same period, or any part thereof,  
7 the department shall recover ~~any-such~~ the excess amount of  
8 benefits paid by the department for ~~such~~ the period, and no  
9 employer's account shall be charged with benefits so paid,  
10 ~~provided-further, however, that.~~ However, compensation for  
11 service-connected disabilities or compensation for accrued  
12 leave based on military service, by the beneficiary, with  
13 the armed forces of the United States, irrespective of the  
14 amount of the benefit, ~~shall-in-no-way~~ does not disqualify  
15 any individual, otherwise qualified, from any of the benefits  
16 contemplated herein.

17 Sec. 3. Section 96.7, subsection 3, paragraph a,  
18 subparagraph (2), unnumbered paragraph 1, Code 1981, is amended  
19 to read as follows:

20 The amount of regular benefits plus fifty percent of the  
21 amount of extended benefits, as determined under section  
22 96.29, paid to an eligible individual shall be charged against  
23 the account of the employers in the base period in the inverse  
24 chronological order in which the employment of the individual  
25 occurred. Provided, that in any case in which the individual  
26 to whom the benefits are paid is in the employ of a base  
27 period employer at the time the individual is receiving the  
28 benefits, and the individual is receiving the same employment  
29 from the employer that the individual received during the  
30 individual's base period, then benefits paid to the individual  
31 shall not be charged against the account of the employer.  
32 This provision applies to both contributing and reimbursable  
33 employers notwithstanding section 96.8, subsection 5, and  
34 subparagraph (3) of this paragraph. An employer's account  
35 shall not be charged with benefit payments made to any

1 individual who has left the work of the employer voluntarily  
2 without good cause attributable to the employer, but shall  
3 be charged to the account of the next succeeding employer  
4 with whom the individual requalified for benefits as determined  
5 under section 96.5, subsection 1, paragraph "g". However,  
6 the succeeding employer's account shall first be charged with  
7 benefit payments to the individual due to wage credits earned  
8 by the individual while employed by the succeeding employer.  
9 After exhausting those wage credits, the succeeding employer's  
10 account shall not be charged with ten weeks of benefit payments  
11 to the individual due to wage credits earned by the individual  
12 from a previous employer, but rather the unemployment  
13 compensation trust fund shall be charged. After exhausting  
14 the ten weeks of noncharging, the succeeding employer's account  
15 shall again be charged with benefit payments. Provided  
16 further, that an employer's account shall not be charged with  
17 benefit payments made to an individual who has been discharged  
18 for misconduct in connection with the individual's employment,  
19 and shall not be charged with benefit payments made to an  
20 individual after the individual has failed without good cause,  
21 either to apply for available, suitable work or to accept  
22 suitable work or to return to customary self-employment, but  
23 shall be charged to the account of the next succeeding employer  
24 with whom the individual requalifies for benefits as determined  
25 respectively under section 96.5, subsections 2 and 3.

26 Sec. 4. Section 96.7, subsection 3, paragraph a,  
27 subparagraph (3), Code 1981, is amended to read as follows:

28 (3) The amount of regular benefits so charged in any  
29 calendar quarter against the account of any employer shall  
30 not exceed the amount of such individual's wage credits based  
31 on employment with such that employer during such that quarter.  
32 The amount of extended benefits so charged in any calendar  
33 quarter against the account of any employer shall not exceed  
34 an additional fifty percent of the amount of such individual's  
35 wage credits based on employment with such that employer

1 during ~~such~~ that quarter except that all extended benefits  
2 shall be so charged ~~if~~ to a government entity which is either  
3 a reimbursable or contributing employer pays-all-extended  
4 benefits-under-subsection-8,-paragraph-"e"-of-this-section-

5 Sec. 5. Section 96.7, subsection 3, paragraph c, Code  
6 1981, is amended to read as follows:

7 c. ~~Each-contributing-employer's-rate-of-contribution-shall~~  
8 ~~be-two-and-seven-tenths-percent-except-as-otherwise-provided~~  
9 ~~in-this-chapter.~~ No reduced rate of contribution shall be  
10 granted to a contributing employer until there shall have  
11 been twelve consecutive calendar quarters immediately preceding  
12 the first computation date throughout which ~~his-or-her~~ the  
13 employer's account has been chargeable with benefit payments.  
14 Provided, that with respect to the calendar year commencing  
15 January 1, 1972, and each calendar year thereafter through  
16 December 31, 1981, except as provided in paragraph "d" of  
17 this subsection, a contributing employer who has not been  
18 subject to this chapter for a sufficient period of time to  
19 meet the twelve-quarter requirement shall qualify for a  
20 computed rate of contribution if there shall have been a  
21 lesser period throughout which ~~his-or-her~~ the employer's  
22 account has been chargeable, but in no event less than eight  
23 consecutive calendar quarters immediately preceding the  
24 computation date; provided further, that with respect to the  
25 calendar years commencing January 1, 1972, and ending December  
26 31, 1977, except as provided in paragraph "d" of this  
27 subsection, each contributing employer newly subject to this  
28 chapter shall pay contributions at the rate of one and five-  
29 tenths percent and beginning January 1, 1978, and ending  
30 December 31, 1981, at the rate specified in the ninth  
31 percentage of excess rank but not less than one point and  
32 eight eight-tenths percent until the end of the calendar year  
33 in which the employer shall have had eight consecutive calendar  
34 quarters immediately preceding the computation date throughout  
35 which ~~his-or-her~~ the employer's account has been chargeable

1 with benefit payments, ~~thereafter his or her.~~ Beginning  
2 January 1, 1982, a contributing employer newly subject to  
3 this chapter and not previously qualified for a computed rate  
4 shall pay contributions at the rate specified in the ninth  
5 percentage of excess rank but not less than one and eight-  
6 tenths percent until the end of the calendar year in which  
7 the employer's account has been chargeable with benefit  
8 payments for twenty consecutive calendar quarters immediately  
9 preceding the computation date; however, the employer shall  
10 pay contributions at a computed rate if the employer's  
11 percentage of excess is a negative number, the employer's  
12 account has been chargeable with benefit payments for eight  
13 consecutive calendar quarters immediately preceding the  
14 computation date, and the employer's account has been charged  
15 with benefit payments of more than twenty-six times the maximum  
16 weekly benefit amount for an individual with four or more  
17 dependents during the four consecutive calendar quarters  
18 immediately preceding the computation date. Thereafter, the  
19 employer's contribution rate shall be determined in accordance  
20 with paragraph "d" of this subsection.

21 Sec. 6. Section 96.7, subsection 3, paragraph d, unnum-  
22 bered paragraph 6, Code 1981, is amended to read as follows:  
23 ~~Provided, however, that notwithstanding any other provisions~~  
24 ~~of this chapter, the applicable contribution rate table for~~  
25 ~~the calendar years 1978 and 1979 will be table two if the~~  
26 ~~ratio of the current reserve fund ratio to the highest benefit~~  
27 ~~cost rate on the rate computation date is less than 0.75.~~  
28 However, notwithstanding any other provision of this chapter  
29 relating to the applicable contribution rate table for a  
30 calendar year, the applicable contribution rate table for  
31 the calendar years ~~1980 and 1981~~ shall be 1982 and 1983 is  
32 table three unless the ratio of the current reserve fund ratio  
33 to the highest benefit cost rate on the rate computation date  
34 is 1.0 or higher. ~~Provided further that during~~ During any  
35 rate year in which a rate table in rate tables ~~four~~ three

1 through nine is effective an employer assigned a contribution  
2 rate under ~~the provisions of~~ this paragraph shall is not be  
3 required to contribute to the unemployment compensation trust  
4 fund if the employer's percentage of excess is seven point  
5 five percent or greater for the rate year and the employer  
6 has not been charged with benefit payments for any time within  
7 the ~~forty~~ twenty-four calendar quarters immediately preceding  
8 the rate computation date for the rate year. If an employer  
9 is not required to contribute for a rate year to the trust  
10 fund under this unnumbered paragraph but would be required  
11 to contribute for the next rate year under this lettered  
12 paragraph, the employer's contribution rate for the next rate  
13 year is either the employer's experience rate computed under  
14 this lettered paragraph or one and eight-tenths percent,  
15 whichever is less. For subsequent years, either the employer  
16 is not required to contribute under this unnumbered paragraph  
17 or the employer's contribution rate is the employer's  
18 experience rate computed under this lettered paragraph.

19 Sec. 7. Section 96.7, subsection 3, paragraph d, Code  
20 1981, is amended by adding the following new unnumbered  
21 paragraph:

22 NEW UNNUMBERED PARAGRAPH. Notwithstanding any other pro-  
23 vision of this chapter relating to limiting contribution rates  
24 to those specified in the contribution rate table, if an  
25 employer qualified for an experience rating has a negative  
26 balance in the employer's account on the rate computation  
27 date and had a negative balance on the previous rate  
28 computation date, the employer shall contribute an additional  
29 one-half percent of taxable wages above the contribution rate  
30 assigned the employer by the effective rate contribution  
31 table. For each subsequent and consecutive rate computation  
32 date on which the employer still has a negative balance in  
33 the employer's account, the employer shall contribute an  
34 additional one-half percent of taxable wages. Beginning with  
35 the initial surcharge of one-half percent each subsequent

1 and consecutive surcharge of one-half percent of taxable wages  
2 shall be cumulative except that the cumulative surcharge  
3 shall not exceed three percent of taxable wages.

4 Sec. 8. Section 96.11, subsection 7, paragraph d, Code  
5 1981, is amended to read as follows:

6 d. Upon request of an agency of this or another state  
7 or of the federal government which administers or operates  
8 a program of public assistance or child support enforcement  
9 under either federal law or the law of this or another state,  
10 or which is charged with a duty or responsibility under any  
11 such program, and if that agency is required by law to impose  
12 safeguards for the confidentiality of information at least  
13 as effective as required under this section, then the  
14 department shall provide to the requesting agency, with respect  
15 to any named individual specified, any of the following  
16 information:

17 (1) Whether the individual is receiving, has received,  
18 or has made application for unemployment compensation under  
19 this chapter.

20 (2) The period, if any, for which unemployment compensation  
21 was payable and the weekly rate of compensation paid.

22 (3) The individual's most recent address.

23 (4) Whether the individual has refused an offer of  
24 employment, and, if so, the date of the refusal and a  
25 description of the employment refused, including duties,  
26 conditions of employment, and the rate of pay.

27 (5) Wage information.

28 Paragraph g does not apply to information released under  
29 this paragraph.

30 Sec. 9. Section 96.19, subsection 12, paragraph e, Code  
31 1981, is amended by striking the paragraph.

32 Sec. 10. Section 96.29, Code 1981, is amended by adding  
33 the following new subsection after subsection 1, and  
34 renumbering the remaining subsections:

35 NEW SUBSECTION. DISQUALIFICATION FOR EXTENDED BENEFITS.

1 The disqualification provisions of this chapter applicable  
2 to regular benefits are applicable to extended benefits,  
3 except:

4 a. An individual shall be disqualified for extended  
5 benefits if the individual fails to apply for or refuses to  
6 accept an offer of suitable work to which the individual was  
7 referred by the department or the individual fails to actively  
8 seek work, unless the individual has been employed during  
9 at least four weeks, which need not be consecutive, subsequent  
10 to the disqualification and has earned at least four times  
11 the individual's weekly extended benefit amount. In order  
12 to be considered suitable work under this subsection, the  
13 gross weekly wage for the suitable work shall be in excess  
14 of the individual's weekly extended benefit amount plus any  
15 weekly supplemental unemployment compensation benefits which  
16 the individual is receiving.

17 b. An individual shall not be disqualified for extended  
18 benefits for failing to apply for or refusing to accept an  
19 offer of suitable work, unless the suitable work was offered  
20 to the individual in writing or was listed with the department.

21 Sec. 11. Section 96.29, subsection 3, Code 1981, is amended  
22 by adding the following new unnumbered paragraph:

23 NEW UNNUMBERED PARAGRAPH. However, an eligible individual  
24 shall receive a maximum of two additional weeks of extended  
25 benefits if the individual moves from this state, before or  
26 during an extended benefit period triggered by this state's  
27 "on" indicator, to another state in which an extended benefit  
28 period is not in effect.

29 Sec. 12. This Act takes effect July 1, 1981, and applies  
30 to all unemployment compensation benefits received for the  
31 period beginning on or after July 5, 1981.

32  
33  
34  
35

## HOUSE FILE 789

## AN ACT

RELATING TO UNEMPLOYMENT COMPENSATION BY MANDATING RATE TABLE THREE FOR CALENDAR YEARS 1982 AND 1983, BY MODIFYING THE QUALIFICATIONS FOR A ZERO CONTRIBUTION RATE, BY EXTENDING THE TIME PERIOD FOR SET CONTRIBUTION RATES FOR CERTAIN NEW EMPLOYERS, BY SURCHARGING THE CONTRIBUTION RATES OF CERTAIN EMPLOYERS WITH NEGATIVE BALANCE ACCOUNTS, BY RELIEVING REIMBURSABLE EMPLOYERS OF CERTAIN CHARGES PAID TO PART-TIME EMPLOYEES, BY PROVIDING FOR THE DEDUCTION OF ONLY A PORTION OF PENSION OR RETIREMENT PAYMENTS, BY MAKING CHANGES IN CONFORMITY WITH FEDERAL REQUIREMENTS REGARDING JOB SERVICE'S FISCAL YEAR, TAXATION OF SEPARATION PAY, RELEASE OF INFORMATION TO CHILD SUPPORT ENFORCEMENT AGENCIES, AND EXTENDED BENEFIT CONTRIBUTION, ELIGIBILITY, AND REQUALIFICATION REQUIREMENTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 8.36, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. However, the department of job service may use the federal fiscal year instead of the fiscal year commencing on July 1.

Sec. 2. Section 96.5, subsection 5, Code 1981, is amended to read as follows:

5. OTHER COMPENSATION. For any week with respect to which the individual is receiving or has received payment in the form of any of the following:

- a. Wages in lieu of notice, separation allowance, severance pay, or dismissal pay.
- b. Compensation for temporary disability under the workers' compensation law of any state or under a similar law of the United States.

~~c. Old-age-benefits-under-title-ii-of-the-Social-Security Act-(42-USA-Chapter-7)-as-amended,-or-similar-retirement payments-under-any-Act-of-Congress;~~

d. A governmental or other pension, retirement or retired pay, annuity, or any other similar periodic payment which is based on the previous work of the individual made under a plan maintained or contributed to by a base period or chargeable employer where, except for benefits under the federal Social Security Act or the federal Railroad Retirement Act of 1974 or the corresponding provisions of prior law, the plan's eligibility requirements or benefit payments are affected by the base period employment or the remuneration for the base period employment. However, if an individual's benefits are reduced due to the receipt of a payment under this paragraph, the reduction shall be decreased by the same percentage as the percentage contribution of the individual to the plan under which the payment is made.

Provided, that if ~~such~~ the remuneration is less than the benefits which would otherwise be due under this chapter, the individual ~~shall-be~~ is entitled to receive for ~~such~~ the week, if otherwise eligible, benefits reduced by the amount of ~~such~~ the remuneration. Provided further, if benefits were paid for any week under this chapter for a period when benefits, remuneration or compensation under paragraphs "a", "b", or "c", ~~or-d~~ of this subsection were paid on a retroactive basis for the same period, or any part thereof, the department shall recover ~~any-such~~ the excess amount of benefits paid by the department for ~~such~~ the period, and no employer's account shall be charged with benefits so paid; ~~provided-further-however-that~~ However, compensation for service-connected disabilities or compensation for accrued leave based on military service, by the beneficiary, with the armed forces of the United States, irrespective of the amount of the benefit, ~~shall-in-no-way~~ does not disqualify any individual, otherwise qualified, from any of the benefits contemplated herein.

Sec. 3. Section 96.7, subsection 3, paragraph a, subparagraph (2), unnumbered paragraph 1, Code 1981, is amended to read as follows:

The amount of regular benefits plus fifty percent of the amount of extended benefits, as determined under section 96.29, paid to an eligible individual shall be charged against the account of the employers in the base period in the inverse chronological order in which the employment of the individual occurred. Provided, that in any case in which the individual to whom the benefits are paid is in the employ of a base period employer at the time the individual is receiving the benefits, and the individual is receiving the same employment from the employer that the individual received during the individual's base period, then benefits paid to the individual shall not be charged against the account of the employer. This provision applies to both contributing and reimbursable employers notwithstanding section 96.8, subsection 5, and subparagraph (3) of this paragraph. An employer's account shall not be charged with benefit payments made to any individual who has left the work of the employer voluntarily without good cause attributable to the employer, but shall be charged to the account of the next succeeding employer with whom the individual requalified for benefits as determined under section 96.5, subsection 1, paragraph "g". However, the succeeding employer's account shall first be charged with benefit payments to the individual due to wage credits earned by the individual while employed by the succeeding employer. After exhausting those wage credits, the succeeding employer's account shall not be charged with ten weeks of benefit payments to the individual due to wage credits earned by the individual from a previous employer, but rather the unemployment compensation trust fund shall be charged. After exhausting the ten weeks of noncharging, the succeeding employer's account shall again be charged with benefit payments. Provided further, that an employer's account shall not be charged with benefit payments made to an individual who has been discharged

for misconduct in connection with the individual's employment, and shall not be charged with benefit payments made to an individual after the individual has failed without good cause, either to apply for available, suitable work or to accept suitable work or to return to customary self-employment, but shall be charged to the account of the next succeeding employer with whom the individual requalifies for benefits as determined respectively under section 96.5, subsections 2 and 3.

Sec. 4. Section 96.7, subsection 3, paragraph a, subparagraph (3), Code 1981, is amended to read as follows:

(3) The amount of regular benefits so charged in any calendar quarter against the account of any employer shall not exceed the amount of such individual's wage credits based on employment with such that employer during such that quarter. The amount of extended benefits so charged in any calendar quarter against the account of any employer shall not exceed an additional fifty percent of the amount of such individual's wage credits based on employment with such that employer during such that quarter except that all extended benefits shall be so charged ~~if~~ to a government entity which is either a reimbursable or contributing employer pays all extended benefits under subsection 9, paragraph "e" of this section.

Sec. 5. Section 96.7, subsection 3, paragraph c, Code 1981, is amended to read as follows:

~~c. Each contributing employer's rate of contribution shall be two and seven-tenths percent except as otherwise provided in this chapter.~~ No reduced rate of contribution shall be granted to a contributing employer until there shall have been twelve consecutive calendar quarters immediately preceding the first computation date throughout which ~~his or her~~ the employer's account has been chargeable with benefit payments. Provided, that with respect to the calendar year commencing January 1, 1972, and each calendar year thereafter through December 31, 1981, except as provided in paragraph "d" of this subsection, a contributing employer who has not been subject to this chapter for a sufficient period of time to

meet the twelve-quarter requirement shall qualify for a computed rate of contribution if there shall have been a lesser period throughout which ~~his-or-her~~ the employer's account has been chargeable, but in no event less than eight consecutive calendar quarters immediately preceding the computation date; provided further, that with respect to the calendar years commencing January 1, 1972, and ending December 31, 1977, except as provided in paragraph "d" of this subsection, each contributing employer newly subject to this chapter shall pay contributions at the rate of one and five-tenths percent and beginning January 1, 1978, and ending December 31, 1981, at the rate specified in the ninth percentage of excess rank but not less than one point and eight eight-tenths percent until the end of the calendar year in which the employer shall have had eight consecutive calendar quarters immediately preceding the computation date throughout which ~~his-or-her~~ the employer's account has been chargeable with benefit payments, ~~thereafter-his-or-her.~~ Beginning January 1, 1982, a contributing employer newly subject to this chapter and not previously qualified for a computed rate shall pay contributions at the rate specified in the ninth percentage of excess rank but not less than one and eight-tenths percent until the end of the calendar year in which the employer's account has been chargeable with benefit payments for twenty consecutive calendar quarters immediately preceding the computation date; however, the employer shall pay contributions at a computed rate if the employer's percentage of excess is a negative number, the employer's account has been chargeable with benefit payments for eight consecutive calendar quarters immediately preceding the computation date, and the employer's account has been charged with benefit payments of more than twenty-six times the maximum weekly benefit amount for an individual with four or more dependents during the four consecutive calendar quarters immediately preceding the computation date. Thereafter, the employer's contribution rate shall be determined in accordance with paragraph "d" of this subsection.

Sec. 6. Section 96.7, subsection 3, paragraph d, unnumbered paragraph 6, Code 1981, is amended to read as follows:

~~Provided, however, that notwithstanding any other provisions of this chapter, the applicable contribution rate table for the calendar years 1978 and 1979 will be table two if the ratio of the current reserve fund ratio to the highest benefit cost rate on the rate computation date is less than 0.75.~~ However, notwithstanding any other provision of this chapter relating to the applicable contribution rate table for a calendar year, the applicable contribution rate table for the calendar years ~~1980 and 1981 shall be 1982 and 1983 is~~ table three unless the ratio of the current reserve fund ratio to the highest benefit cost rate on the rate computation date is 1.0 or higher. ~~Provided further that during~~ During any rate year in which a rate table in rate tables ~~four three~~ through nine is effective an employer assigned a contribution rate under ~~the provisions of~~ this paragraph ~~shall is~~ not be required to contribute to the unemployment compensation trust fund if the employer's percentage of excess is seven point five percent or greater for the rate year and the employer has not been charged with benefit payments for any time within the ~~sixty twenty-four~~ calendar quarters immediately preceding the rate computation date for the rate year. If an employer is not required to contribute for a rate year to the trust fund under this unnumbered paragraph but would be required to contribute for the next rate year under this lettered paragraph, the employer's contribution rate for the next rate year is either the employer's experience rate computed under this lettered paragraph or one and eight-tenths percent, whichever is less. For subsequent years, either the employer is not required to contribute under this unnumbered paragraph or the employer's contribution rate is the employer's experience rate computed under this lettered paragraph.

Sec. 7. Section 96.7, subsection 3, paragraph d, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding any other provision of this chapter relating to limiting contribution rates to those specified in the contribution rate table, if an employer qualified for an experience rating has a negative balance in the employer's account on the rate computation date and had a negative balance on the previous rate computation date, the employer shall contribute an additional one-half percent of taxable wages above the contribution rate assigned the employer by the effective rate contribution table. For each subsequent and consecutive rate computation date on which the employer still has a negative balance in the employer's account, the employer shall contribute an additional one-half percent of taxable wages. Beginning with the initial surcharge of one-half percent each subsequent and consecutive surcharge of one-half percent of taxable wages shall be cumulative except that the cumulative surcharge shall not exceed three percent of taxable wages.

Sec. 8. Section 96.11, subsection 7, paragraph d, Code 1981, is amended to read as follows:

d. Upon request of an agency of this or another state or of the federal government which administers or operates a program of public assistance or child support enforcement under either federal law or the law of this or another state, or which is charged with a duty or responsibility under any such program, and if that agency is required by law to impose safeguards for the confidentiality of information at least as effective as required under this section, then the department shall provide to the requesting agency, with respect to any named individual specified, any of the following information:

- (1) Whether the individual is receiving, has received, or has made application for unemployment compensation under this chapter.
- (2) The period, if any, for which unemployment compensation was payable and the weekly rate of compensation paid.

(3) The individual's most recent address.

(4) Whether the individual has refused an offer of employment, and, if so, the date of the refusal and a description of the employment refused, including duties, conditions of employment, and the rate of pay.

(5) Wage information.

Paragraph g does not apply to information released under this paragraph.

Sec. 9. Section 96.19, subsection 12, paragraph e, Code 1981, is amended by striking the paragraph.

Sec. 10. Section 96.29, Code 1981, is amended by adding the following new subsection after subsection 1, and renumbering the remaining subsections:

NEW SUBSECTION. DISQUALIFICATION FOR EXTENDED BENEFITS. The disqualification provisions of this chapter applicable to regular benefits are applicable to extended benefits, except:

a. An individual shall be disqualified for extended benefits if the individual fails to apply for or refuses to accept an offer of suitable work to which the individual was referred by the department or the individual fails to actively seek work, unless the individual has been employed during at least four weeks, which need not be consecutive, subsequent to the disqualification and has earned at least four times the individual's weekly extended benefit amount. In order to be considered suitable work under this subsection, the gross weekly wage for the suitable work shall be in excess of the individual's weekly extended benefit amount plus any weekly supplemental unemployment compensation benefits which the individual is receiving.

b. An individual shall not be disqualified for extended benefits for failing to apply for or refusing to accept an offer of suitable work, unless the suitable work was offered to the individual in writing or was listed with the department.

Sec. 11. Section 96.29, subsection 3, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. However, an eligible individual shall receive a maximum of two additional weeks of extended benefits if the individual moves from this state, before or during an extended benefit period triggered by this state's "on" indicator, to another state in which an extended benefit period is not in effect.

Sec. 12. This Act takes effect July 1, 1981, and applies to all unemployment compensation benefits received for the period beginning on or after July 5, 1981.

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DELWYN STROMER  
Speaker of the House

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TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 789, Sixty-ninth General Assembly.

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PAT H. HARPER  
Chief Clerk of the House

Approved May 4, 1981

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ROBERT D. RAY  
Governor