

Labor De Pass 4/25/85  
Sen " 4/29 De Pass 3/3/86 (p. 511)

APR 23 1985

HOUSE FILE 767

BY NORLAND and STROMER

LABOR & INDUSTRIAL RELATIONS

Passed House, Date 4-26-85 (p. 1962) Passed Senate, Date 3-25-86 (p. 872)

Vote: Ayes 89 Nays 0 Vote: Ayes 50 Nays 0

Approved April 7, 1986 (p. 1292)

## A BILL FOR

- 1 An Act relating to the base period under the unemployment
- 2 compensation law for an employee who has received workers'
- 3 compensation or indemnity insurance benefits.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 767

H-4034

- 1 Amend House File 767 as follows:
- 2 1. Page 1, by striking lines 32 through 34.

H-4034 FILED APRIL 24, 1985 BY COREY of Louisa  
*w/d 4/26 (p. 1960)*

HOUSE FILE 767

H-4086

- 1 Amend House File 767 as follows:
- 2 1. Title page, line 3, by inserting after the
- 3 word "benefits" the following: "and applying
- 4 retroactively".

H-4086 FILED APRIL 26, 1985 BY RUNNING of Linn  
ADOPTED BY UNANIMOUS CONSENT  
*(p. 1960)*

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1 Section 1. Section 96.3, subsection 5, unnumbered  
2 paragraph 2, Code 1985, is amended to read as follows:

3 The amount of benefits paid to an individual, which is  
4 solely due to wage credits considered to be in an individual's  
5 base period due to the exclusion and substitution of calendar  
6 quarters from the individual's base period under section  
7 96.23, shall be charged against the account of the employer  
8 responsible for paying the weekly workers' compensation  
9 benefits for temporary total disability or during a healing  
10 period under section 85.33, section 85.34, subsection 1, or  
11 section 85A.17, or responsible for paying weekly indemnity  
12 insurance benefits.

13 Sec. 2. Section 96.23, unnumbered paragraph 1, Code 1985,  
14 is amended to read as follows:

15 The department shall exclude three or more calendar  
16 quarters from an individual's base period, as defined in  
17 section 96.19, subsection 16, if the individual received  
18 weekly workers' compensation benefits for temporary total  
19 disability or during a healing period under section 85.33,  
20 section 85.34, subsection 1, or section 85A.17 or weekly  
21 indemnity insurance benefits during those three or more  
22 calendar quarters, if one of the following conditions applies  
23 to the individual's base period:

24 Sec. 3. Section 96.23, unnumbered paragraph 2, Code 1985,  
25 is amended to read as follows:

26 The department shall substitute, in lieu of the three or  
27 more calendar quarters excluded from the base period, those  
28 three or more consecutive calendar quarters, immediately  
29 preceding the base period, in which the individual did not  
30 receive such weekly workers' compensation benefits or weekly  
31 indemnity insurance benefits.

32 Sec. 4. This Act applies retroactively to unemployment  
33 compensation benefit claims effectively filed on or after July  
34 3, 1983.

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EXPLANATION

1 This bill provides that the base period under the unemploy-  
2 ment compensation law can be affected by the receipt of  
3 workers' compensation or indemnity insurance benefits, re-  
4 gardless of whether the benefits are paid weekly or otherwise.  
5 The bill applies retroactively to claims filed on or after  
6 July 3, 1983.

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HOUSE FILE 767

AN ACT

RELATING TO THE BASE PERIOD UNDER THE UNEMPLOYMENT COMPEN-  
SATION LAW FOR AN EMPLOYEE WHO HAS RECEIVED WORKERS'  
COMPENSATION OR INDEMNITY INSURANCE BENEFITS AND APPLYING  
RETROACTIVELY.

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

Section 1. Section 96.3, subsection 5, unnumbered  
paragraph 2, Code 1985, is amended to read as follows:

The amount of benefits paid to an individual, which is  
solely due to wage credits considered to be in an individual's  
base period due to the exclusion and substitution of calendar  
quarters from the individual's base period under section  
96.23, shall be charged against the account of the employer  
responsible for paying the weekly workers' compensation  
benefits for temporary total disability or during a healing  
period under section 85.33, section 85.34, subsection 1, or  
section 85A.17, or responsible for paying weekly indemnity  
insurance benefits.

Sec. 2. Section 96.23, unnumbered paragraph 1, Code 1985,  
is amended to read as follows:

The department shall exclude three or more calendar  
quarters from an individual's base period, as defined in  
section 96.19, subsection 16, if the individual received  
weekly workers' compensation benefits for temporary total  
disability or during a healing period under section 85.33,  
section 85.34, subsection 1, or section 85A.17 or weekly  
indemnity insurance benefits during those three or more  
calendar quarters, if one of the following conditions applies  
to the individual's base period:

Sec. 3. Section 96.23, unnumbered paragraph 2, Code 1985,  
is amended to read as follows:

The department shall substitute, in lieu of the three or  
more calendar quarters excluded from the base period, those  
three or more consecutive calendar quarters, immediately  
preceding the base period, in which the individual did not  
receive such weekly workers' compensation benefits or weekly  
indemnity insurance benefits.

Sec. 4. This Act applies retroactively to unemployment  
compensation benefit claims effectively filed on or after July  
3, 1983.

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DONALD D. AVENSON  
Speaker of the House

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ROBERT T. ANDERSON  
President of the Senate

I hereby certify that this bill originated in the House and  
is known as House File 767, Seventy-first General Assembly.

Approved April 7, 1986  
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JOSEPH O'NEERN  
Chief Clerk of the House

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TERRY E. BRAUNSTAD  
Governor

H.F. 767