

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act to strike retirement income as compensation for
2 disqualification from unemployment benefits.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2117

1 Section 1. Section 96.5, subsection 5, paragraph c, Code
2 2003, is amended by striking the paragraph.

3 Sec. 2. Section 96.5, subsection 5, unnumbered paragraph
4 2, Code 2003, is amended to read as follows:

5 Provided, that if the remuneration is less than the
6 benefits which would otherwise be due under this chapter, the
7 individual is entitled to receive for the week, if otherwise
8 eligible, benefits reduced by the amount of the remuneration.
9 Provided further, if benefits were paid for any week under
10 this chapter for a period when benefits, remuneration or
11 compensation under paragraph "a" ~~7~~ or "b" ~~7~~ or "~~c~~" ~~7~~ were paid on
12 a retroactive basis for the same period, or any part thereof,
13 the department shall recover the excess amount of benefits
14 paid by the department for the period, and no employer's
15 account shall be charged with benefits so paid. However,
16 compensation for service-connected disabilities or
17 compensation for accrued leave based on military service by
18 the beneficiary with the armed forces of the United States,
19 irrespective of the amount of the benefit, does not disqualify
20 any individual otherwise qualified from any of the benefits
21 contemplated herein. ~~A deduction shall not be made from the~~
22 ~~amount of benefits payable for a week for individuals~~
23 ~~receiving federal social security pensions to take into~~
24 ~~account the individuals' contributions to the pension program.~~

25 EXPLANATION

26 This bill strikes the requirement that governmental and
27 other pensions or retirement pay be considered compensation
28 for determining if an individual is disqualified from
29 receiving unemployment benefits. Under current law, an
30 individual who is otherwise eligible for unemployment benefits
31 may be disqualified from benefits or may receive reduced
32 benefits if the individual receives income from a pension or
33 retirement plan during any week the individual is not
34 employed.

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