

5 Also amend section ninety-six point seven (96.7), Code 1946, as
6 amended by Senate File 195,* Acts of the Fifty-second General As-
7 sembly, by striking from lines fourteen (14) and fifteen (15)** of
8 section two (2) of said Act the words and figures "one hundred thirty
9 dollars (\$130.00)" and inserting in lieu thereof the words "one hundred
10 fifty dollars".

1 SEC. 7. The provisions of this Act shall be applicable beginning
2 with the quarter commencing July 1, 1947.

Approved April 30, 1947.

*Chapter 74.

**Line 12 of enrolled act probably intended.

CHAPTER 74

Referred to in chapter 73.

EMPLOYMENT SECURITY

S. F. 195

AN ACT to amend the law as it appears in chapter ninety-six (96), code, 1946, relating to the Iowa employment security act; and section ninety-six point seven (96.7) of said chapter, relating to the payment of contributions by employers, the manner of keeping accounts with employers and charging to such accounts benefits paid to eligible individuals, and the determination of the employer's rate of contribution; also section ninety-six point eight (96.8), relating to the termination of coverage of said employers; also section ninety-six point nineteen (96.19), relating to the definition of the terms "annual payroll", "benefit year" and "taxable wages", and providing for the coverage under the Iowa employment security act of any employer who is an employer under the federal act; and for the repeal of all acts, or parts of acts, inconsistent with the provisions of this act.

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

1 SECTION 1. That the law as it appears in section ninety-six point
2 seven (96.7), Code, 1946, be amended by striking therefrom all of
3 said subsection one (1), and inserting in lieu thereof the following:

4 "1. Payment. A. On and after July 1, 1936, contributions shall
5 accrue on all taxable wages paid by an employer for insured work.

6 "b. Such contributions shall become due and be paid to the com-
7 mission for the fund at such times and in such manner as the com-
8 mission by regulation prescribes.

9 "c. In the payment of any contribution the fractional part of a cent
10 shall be disregarded unless it amounts to one-half cent or more in
11 which case it shall be increased to one (1) cent.

12 "d. Contributions required from an employer shall not be deducted
13 in whole or in part from the wages paid to individuals in his employ."

1 SEC. 2. Amend the law as it appears in section ninety-six point
2 seven (96.7), subsection three (3), Code, 1946, by striking all of
3 paragraph (a), and inserting in lieu thereof the following:

4 "a. 1. The commission shall maintain a separate account for each
5 employer and shall credit his account with all contributions which
6 he has paid or which have been paid on his behalf.

7 "2. Benefits paid to an eligible individual shall be charged against

8 the account of the employers in the base period in the inverse chrono-
9 logical order in which the employment of such individual occurred.

10 "3. The amount of benefits so charged against the account of any
11 employer shall not exceed one-third of the wages paid to such individual
12 for insured work during his base period, or [one hundred thirty dollars
13 (\$130.00)]* per calendar quarter, whichever is the lesser.

14 "4. The commission shall by general rule prescribe the manner in
15 which benefits shall be charged against the accounts of several employ-
16 ers for whom an individual performed employment during the same
17 calendar quarter.

18 "5. Nothing in this chapter shall be construed to grant any employ-
19 er or the individuals in his service prior claims or rights to the amounts
20 paid by him into the fund either on his own behalf or on behalf of such
21 individuals.

22 "6. As soon as practicable after the close of each calendar quarter,
23 and in any event within twenty days after the close of such quarter,
24 the commission shall notify each employer of the amount that has
25 been charged to his account for benefits paid during such quarter.
26 This statement to the employer shall show the name of each claimant
27 to whom such benefit payments were made, the claimant's social
28 security number, and the amount of benefits paid to such claimant.
29 Any employer who has not been notified as provided in section ninety-
30 six point six, subsection two (96.6-2), of the allowance of benefits to
31 such claimants may within thirty days after the receipt of such
32 statement appeal to the commission for a hearing to determine the
33 eligibility of the claimant to receive such benefits. The commission
34 may hear the case or may refer the same to an appeal tribunal for
35 hearing. In either case both the employer and the claimant shall
36 receive notice of the time and place of such hearing.

37 "7. Any employer may at any time make payments to an account
38 in excess of the other requirements of this section; and all such
39 payments shall be considered as contributions required under the
40 provisions of this chapter. Any such payment made not later than
41 the last payment date for the last quarter of any calendar year shall
42 be considered as a contribution payable and paid upon the employer's
43 payroll for that calendar year."

1 SEC. 3. Amend the law as it appears in section ninety-six point
2 seven, subsection three (96.7-3), Code, 1946, by striking from said
3 subsection all of paragraph (c), and inserting in lieu thereof the
4 following:

5 "c. Each employer's rate shall be two and seven-tenths (2.7) per-
6 cent except as otherwise provided in the preceding and further
7 provisions of this section. No reduced rate shall be granted to any
8 employer, until there shall have been three (3) consecutive calendar
9 years of coverage after such employer and the predecessor owner of
10 such enterprise if any first became liable for contributions and im-
11 mediately preceding the computation date."

1 SEC. 4. Amend the law as it appears in section ninety-six point
2 eight (96.8), Code, 1946, by adding thereto another subsection to read
3 as follows:

*Amended by chapter 73, § 6.

4 "In any case in which the enterprise or business of a subject employer
5 has been sold or otherwise transferred to a subsequent employing unit,
6 or reorganized or merged into a single employing unit under the pro-
7 visions of section ninety-six point seven, subsection three b (96.7-3-b),
8 Code, 1946, the transferring employer's account shall terminate at the
9 close of the calendar quarter in which such transfer, reorganization or
10 merger was completed."

1 SEC. 5. Amend the law as it appears in section ninety-six point
2 nineteen (96.19), Code, 1946, by striking paragraph (a) of subsection
3 one (1), and inserting in lieu thereof the following:

4 "a. The term 'annual payroll' means the total amount of taxable
5 wages paid by an employer during a calendar year for insured work
6 regardless of the time when such wages were earned."

1 SEC. 6. Amend the law as it appears in section ninety-six point
2 nineteen, subsection six (96.19-6), Code, 1946, by striking from sub-
3 section six (6) all of paragraph (g), and inserting in lieu thereof the
4 following:

5 "g. Any employing unit which is an employer under the provisions
6 of Subchapter (C)* (Federal Unemployment Tax Act) of the Internal
7 Revenue Code."

1 SEC. 7. Amend the law as it appears in section ninety-six point
2 nineteen (96.19), Code, 1946, by striking subsection sixteen (16), and
3 inserting in lieu thereof the following:

4 "16. Benefit year. The term 'benefit year' means a period of one
5 year beginning with the day with respect to which an individual filed a
6 valid claim for benefits. Any claim for benefits made in accordance with
7 section ninety-six point six, subsection one (96.6-1), Code, 1946, shall be
8 deemed to be a valid claim for the purposes of this subsection if the
9 individual has been paid wages for insured work required under the
10 provisions of this chapter."

1 SEC. 8. Amend the law as it appears in section ninety-six point
2 nineteen (96.19), Code, 1946, by adding thereto the following:

3 "Taxable wages. The term 'taxable wages' shall include all wages
4 paid to an individual by an employer in any calendar year for insured
5 work equal to the sum of three thousand dollars (\$3,000.00). Wages
6 paid to such individual in any calendar year by an employer in excess
7 of three thousand dollars (\$3,000.00) are not taxable. Contributions on
8 such taxable wages are to be credited to the calendar quarter in which
9 such wages are paid."

1 SEC. 9. All acts, or parts of acts, in conflict herewith are hereby
2 repealed insofar as they are inconsistent with any of the provisions of
3 this act.

Approved April 1, 1947.

*26 U.S.C. §1600 et seq.