

LEGISLATIVE BILL 446

Approved by the Governor April 17, 1987

Introduced by Labeledz, 5

AN ACT relating to employment security; to amend sections 48-624 and 48-669, Revised Statutes Supplement, 1986, and section 48-627, Revised Statutes Supplement, 1986, as amended by section 1, Legislative Bill 469, Ninetieth Legislature, First Session, 1987; to change the weekly benefit amount; to change provisions relating to eligibility for unemployment benefits; to provide for the determination of certain benefit amounts; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 48-624, Revised Statutes Supplement, 1986, be amended to read as follows:

48-624. An individual's weekly benefit amount shall be in the amount appearing in Column B in the table in this section on the line on which, in Column A of such table, there appear the total wages paid to such individual for insured work, in that quarter, of his or her base period, in which such total wages were highest.

UNEMPLOYMENT BENEFIT TABLE

Column A Wages Paid in Highest Quarter Of Base Period		Column B Weekly Benefit Amount
\$ 200.00 through	\$ 250.00	\$ 12.00
250.01 through	300.00	14.00
300.01 through	350.00	16.00
350.01 through	400.00	18.00
400.01 through	450.00	20.00
<u>\$ 400.01 through</u>	<u>\$ 450.00</u>	<u>\$ 20.00</u>
450.01 through	500.00	22.00
500.01 through	550.00	24.00
550.01 through	600.00	26.00
600.01 through	650.00	28.00
650.01 through	700.00	30.00
700.01 through	750.00	32.00
750.01 through	800.00	34.00
800.01 through	850.00	36.00
850.01 through	900.00	38.00

900.01 through 950.00	40.00
950.01 through 1,000.00	42.00
1,000.01 through 1,050.00	44.00
1,050.01 through 1,100.00	46.00
1,100.01 through 1,150.00	48.00
1,150.01 through 1,200.00	50.00
1,200.01 through 1,250.00	52.00
1,250.01 through 1,300.00	54.00
1,300.01 through 1,350.00	56.00
1,350.01 through 1,400.00	58.00
1,400.01 through 1,450.00	60.00
1,450.01 through 1,500.00	62.00
1,500.01 through 1,550.00	64.00
1,550.01 through 1,600.00	66.00
1,600.01 through 1,650.00	68.00
1,650.01 through 1,700.00	70.00
1,700.01 through 1,750.00	72.00
1,750.01 through 1,800.00	74.00
1,800.01 through 1,850.00	76.00
1,850.01 through 1,900.00	78.00
1,900.01 through 1,950.00	80.00
1,950.01 through 2,000.00	82.00
2,000.01 through 2,050.00	84.00
2,050.01 through 2,100.00	86.00
2,100.01 through 2,150.00	88.00
2,150.01 through 2,200.00	90.00
2,200.01 through 2,250.00	92.00
2,250.01 through 2,300.00	94.00
2,300.01 through 2,350.00	96.00
2,350.01 through 2,400.00	98.00
2,400.01 through 2,450.00	100.00
2,450.01 through 2,500.00	102.00
2,500.01 through 2,550.00	104.00
2,550.01 through 2,600.00	106.00
2,600.01 through 2,650.00	108.00
2,650.01 through 2,700.00	110.00
2,700.01 through 2,750.00	112.00
2,750.01 through 2,800.00	114.00
2,800.01 through 2,850.00	116.00
2,850.01 through 2,900.00	118.00
2,900.01 through 2,950.00	120.00
2,950.01 through 3,000.00	122.00
3,000.01 through 3,050.00	124.00
3,050.01 through 3,100.00	126.00
3,100.01 through 3,150.00	128.00
3,150.01 through 3,200.00	130.00
3,200.01 through 3,250.00	132.00
3,250.01 and over	134.00
<del>3,050-01 and over</del>	<del>126-00</del>

Sec. 2. That section 48-627, Revised Statutes Supplement, 1986, as amended by section 1, Legislative Bill 469, Ninetieth Legislature, First Session, 1987, be amended to read as follows:

48-627. An unemployed individual shall be eligible to receive benefits with respect to any week, only if the Commissioner of Labor finds:

(a) He or she has registered for work at, and thereafter continued to report at, an employment office in accordance with such rules and regulations as the commissioner may prescribe, except that the commissioner may, by rule and regulation, waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations, with respect to which he or she finds that compliance with such requirements, would be oppressive, or would be inconsistent with the purposes of the Employment Security Law, except that no such rule or regulation shall conflict with section 48-623;

(b) He or she has made a claim for benefits, in accordance with section 48-629;

(c) He or she is able to work and is available for work. No individual, who is otherwise eligible, shall be deemed ineligible, or unavailable for work, because he or she is on vacation without pay during such week, if such vacation is not the result of his or her own action as distinguished from any collective action by a collective-bargaining agent or other action beyond his or her individual control, and regardless of whether he or she has not been notified of the vacation at the time of his or her hiring. Receipt of a non-service-connected total disability pension by a veteran at the age of sixty-five or more shall not of itself bar the veteran from benefits as not able to work. An otherwise eligible individual while engaged in a training course approved for him or her by the commissioner shall be considered available for work for the purposes of this section;

(d) He or she has been unemployed for a waiting period of one week; no week shall be counted as a week of unemployment for the purpose of this subdivision (1) unless it occurs within the benefit year, which includes the week with respect to which he or she claims payment of benefits, (2) if benefits have been paid with respect thereto, or (3) unless the individual was eligible for benefits with respect thereto, as provided in sections 48-627 and 48-628, except for the requirements of this subdivision and of

subdivision (f) of section 48-628; and

(e) For any benefit year he or she has, within his or her base period, been paid a total sum of wages for employment by employers equal to not less than ~~six~~ one thousand two hundred dollars, of which sum at least ~~two~~ four hundred dollars shall have been paid in each of two quarters in his or her base period, except that if he or she has wages earned during the period beginning with the end of the immediately preceding base period and ending on the date on which the individual filed a claim, the individual shall have earned wages for insured work in an amount equal to at least four times his or her prior weekly benefit amount. For the purposes of this subdivision, (1) wages shall be counted as wages for insured work for benefit purposes with respect to any benefit year only if such benefit year begins subsequent to the date on which the employer, by whom such wages were paid, has satisfied the conditions of section 48-603 or subsection (c) of section 48-661, with respect to becoming an employer, and (2) with respect to weeks of unemployment beginning on or after January 1, 1978, wages for insured work for benefit purposes with respect to any benefit year shall include wages paid for services as defined by section 48-604, subdivision (4)(a), (b), (c), or (d), to the extent that such services were not services in employment under section 48-604, subdivision (4)(a), or section 48-661 immediately prior to September 2, 1977, even though the employer by whom such wages were paid had not satisfied the conditions of section 48-603, subdivision (8), (9), (10), or (11), with respect to becoming an employer at the time such wages were paid except to the extent that assistance under Title II of the Emergency Jobs and Unemployment Assistance Act of 1974 was paid on the basis of such services.

Sec. 3. That section 48-669, Revised Statutes Supplement, 1986, be amended to read as follows:

48-669. (1) With respect to any claimant for whom there is current a benefit year, which has not expired prior to September 6, 1985 the effective date of this act, the weekly benefit amount and maximum annual benefit amount shall be those amounts determined prior to September 6, 1985 the effective date of this act.

(2) After December 31, 1987, with respect to any claimant for whom there is current a benefit year, which has not expired prior to January 1 of the year immediately following the effective date of any legislative enactment which changes any weekly benefit amounts prescribed in section 48-624 or changes the

maximum annual benefit amount prescribed in section 48-626, the weekly benefit amount and the maximum annual benefit amount shall be those amounts determined prior to such date.

(3) After December 31, 1987, any changes in the weekly benefit amounts prescribed in section 48-624 or changes in the maximum annual benefit amount prescribed in section 48-626 enacted by the Legislature shall become effective on January 1 of the year following such legislative enactment.

Sec. 4. That original sections 48-624 and 48-669, Revised Statutes Supplement, 1986, and section 48-627, Revised Statutes Supplement, 1986, as amended by section 1, Legislative Bill 469, Ninetieth Legislature, First Session, 1987, are repealed.