

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office  
FLOOR DEBATE

March 22, 2005      LB 739

employment because his or her employer required the employee to relocate." Five is the construction piece, and this required a great deal of work in trying to come up with a piece that, in fact, did not create an advantage, Senator Beutler, for those in this industry, but at the same time didn't penalize them. You asked why, in fact, we wouldn't ask them to pay the full freight, and actually they do, because of the negative balances in that industry, come in at the very highest rate. But many times it's weather, it's seasons. It's not the company, it's not the management. It's the fact that, in fact, weather intervenes. We live in a northern climate where, in fact, we have winter months where they just can't work on a project, especially road construction. So you asked why we don't penalize the company. Well, that's why we're looking at this here. And the language that is incorporated, which is new: An individual is a construction worker and left his or her employment voluntarily for the purpose of accepting previously secured, insured work in the construction industry, if the commissioner finds that (A) the quit occurred within 30 days immediately prior to the established termination date of the job which the individual voluntarily leaves. All right. Let me give you an example of this. Let's say the construction worker is working on a job and it is outdoors, and they know that the season is closing upon them, and they know that there is a limited amount of time left on that project, so they voluntarily quit to take a job on an indoor project which would provide a more stable check for them in the coming months. Something goes awry and that project is canceled or that too many workers are there; for some reason they are let go. And that's why this is here. It's someone who in good faith has taken another job and thinks that they're going to have employment but is there for a short time...

SENATOR CUDABACK: One minute.

SENATOR REDFIELD: ...or no time, and that project does not go forward. That's why that language is here. The new job offered employment for a longer period of time than remained available on the job, which the construction worker voluntarily quit, and the worker had worked at least 20 days or more at the new job after the established termination date of the previous job,