Assembly Committee on 3/31/81

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MEMBERS PRESENT:

Chairman Banner

Vice Chairman Thompson

Mr. Bennett

Mrs. Cafferata

Ms. Foley

Mr. Hickey

Mr. Jeffrey

Mr. Rackley

Mr. Rhoads

MEMBERS ABSENT:

None

GUESTS PRESENT:

See attached guest list.

WITNESSES TESTIFYING:

Larry McCracken, Director, Employment Security Department

Chairman Banner called the meeting to order at 5:15 p.m. The following bills were called to the committee's attention:

AB 295: Makes various administrative changes to the law governing unemployment compensation.

Mrs. Cafferata moved DO PASS, seconded by Mr. Rhoads and carried unanimously by the committee. Mr. Hickey absent at the time. (8-0)

AB 313: Restricts payment of certain benefits as unemployment compensation.

Mrs. Cafferata moved DO PASS, seconded by Ms. Foley.

Inasmuch as Mr. McCracken felt there should be an amendment to change the effective date to June 1, 1981, Mr. Banner so moved. It was unanimously agreed upon. Mr. Hickey absent at the time. (8-0)

AB 314: Limits amount of fee for representing claimant of unemployment compensation benefits.

Mr. Jeffrey moved to INDEFINITELY POSTPONE, seconded by Mr. Thompson and carried by a vote of 7 to 1 with Mrs. Cafferata voting no and Mr. Hickey absent at the time.

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AB 315: Requires 1-week waiting period before claimant is eligible for unemployment compensation benefits.

It was moved by Mr. Thompson and seconded by Mr. Bennett that AB 315 be INDEFINITELY POSTPONED. The motion carried with a vote of 6 to 3 with Mr. Rackley, Mr. Rhoads, and Mrs. Cafferata voting no.

AB 208: Removes denial of unemployment compensation for certain school employees under specified circumstances.

There was a brief discussion on this bill followed by a memorandum read by Larry McCracken attached to these minutes as <u>EXHIBIT A</u>. Mr. Thompson was assigned to investigate further into this bill.

- AB 207: Provides exceptions for charging benefits paid as unemployment compensation against employers.
- AB 292: Amends provisions relating to waiting periods, interest and classes of premiums for unemployment compensation.

Pete Kelley, Nevada Retail Association, and Larry McCracken, Employment Security Department, will work on <u>AB 207</u> using a portion of <u>AB 292</u> as part of the amendment.

AB 296: Revises certain conditions of eligibility for unemployment compensation.

Mr. Jeffrey was assigned as committee of one to get amendments together.

AB 262: Authorizes labor commissioner to approve and regulate programs for training for veterans in actual employment.

Mr. Thompson read part of a letter from Frank Daykin stating that because the NRS must be written in formal english, the phrase "on-the-job-training" may not be used. No action taken.

AB 264: Limits exclusive remedy of coverage of industrial insurance to employer who pays premiums.

Mr. Banner requested that discussion on this bill be held at a later date.

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AB 263: Revises provisions concerning compensation of employees for permanent partial disability under law on industrial insurance.

There was a brief discussion on the bill and Ms. Foley read from the fiscal notes. No action taken.

AB 312: Amends provisions of laws relating to claims under industrial insurance and occupational safety and health.

A motion was made by Mr. Hickey and seconded by Ms. Foley to AMEND and DO PASS, with amendment #345. Vote was 8 to 1 with Mrs. Cafferata voting no.

Mrs. Cafferata moved the meeting adjourn; Mr. Thompson seconded the motion and the meeting adjourned at 6:30 p.m.

Respectfully submitted,

Lora Day

Christine Shaw, Secretaries

GUEST LIST

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ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

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·DATE Mar			• •	
SUBJECT	AB 295: Makes			
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TION: DO PASS			•	•
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Moved By: Mrs. C	afferata	Second	ed By: Mr.	Rhoads
ENDMENT:				
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Moved By:		Secondo	ed By:	
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Moved By:		Second	ed By:	
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<u>M0</u>	TION	AMEND		AMEND
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FOLEY $\frac{\text{Yes}}{X}$	No	Yes	No Y	es <u>No</u>
RHOADS X				
HICKEY absent				
THOMPSON X BANNER X				
BENNETT X				
JEFFREY X				
CAFFERATA X RACKLEY X				
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ALLY: 8	•			
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AMENDED & PASSED)	AMENDE	D & DEFEATE	ע

Attached to Minutes

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ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

·DA	ATE March	31 1981		=	•	
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,	•			compensatio		
MOTION:			<u>.</u>			
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	-			Seconded By	: MISS POI	<u>ey</u>
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Moved I	By:		•	Seconded By	(a)	
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VOTE.	ε				–	
VOTE:		No	Yes	No	Yes	No
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HICKEY THOMPS						
BANNER	X					
BENNET JEFFRE	-					
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ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

DATE _	March 31, 1981	*			
SUBJEC	T AB 314: Limi	ts amount of fe	e for repr	esenting	
	. clai	mant of unemplo	oyment comp	ensation be	nefits.
MOTION: INDE	EFINITELY POSTPONE				
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Moved By:		Sec	onded By:		
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Moved By:		Sec	onded By:		
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FOLEY RHOADS	Yes No X	<u>Yes</u>	<u>No</u>	Yes	<u>No</u>
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AMENDED &	PASSED	AM	ENDED & DE	FEATED	

ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

DATE M	arch 31, 1981	e	•	
SUBJECT	AB 315: Requir	es l-week waitin	g period befo	re claimant
	. is el	igible for unempl	oyment compen	sation benefit
MOTION: IND	EFINITELY POSTPONI	3		
Do Pass	AmendIn	definitely Post	one <u>x</u> Re	consider
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AMENDMENT:	•			
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Moved By:		Seconde	ed By:	
AMENDMENT:				
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FOLEY RHOADS HICKEY THOMPSON BANNER BENNETT JEFFREY CAFFERATA RACKLEY		<u>Yes</u>	No Yes	<u>No</u>
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AMENDED & PA	SSED	AMENDE	ED & DEFEATED	279

ASSEMBLY COMMITTEE ON LABOR LEGISLATION ACTION

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SUBJECT AB	under	provisions o industrial in and health.	surance and	d occupation	aims nal
MOTION: AMEND AND D	O PASS				
Do Pass X Am		definitely P	ostpone	Recons	ider
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AMENDMENT: 345			•		
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AMENDMENT:		a		"	
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AMENDED & PASSED	·	AM	ENDED & DE	FEATED	280

MEMORANDUM

STATE OF NEVADA

Assemblyman James J. Banner, Chairman and Members, Committee on Labor and Management

March 23, 1981 DATE.

ROM Larry McCracken, Executive Director

AB 208 SUBJECT.

The purpose of this memorandum is to provide you with two additional items of information on subject Bill:

First, staff in the Regional Office, U. S. Department of Labor - San Francisco. are conferring with their counterparts in the National Office to determine the seriousness of any conformity issue that may be raised with federal law if the Legislature approves AB 208 as presently drafted.

Secondly, after further conferring with USDOL Regional Office staff regarding possible alternatives you may want to consider, it is suggested that to accomplish approximately the same purpose, the following new language could be substituted for that found on page 1, lines 19 through 23, of the original draft:

"These benefits will become payable at any time the assurance of reemployment is shown not to be bona fide, provided the claimant has continued to file for benefits and to comply timely with all other requirements of the law.

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