

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 301

Introduced by Albrecht, 17.

Read first time January 12, 2017

Committee: Business and Labor

- 1 A BILL FOR AN ACT relating to the Employment Security Law; to amend
- 2 section 48-632, Revised Statutes Cumulative Supplement, 2016; to
- 3 provide for electronic notice of determination of claims; and to
- 4 repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 48-632, Revised Statutes Cumulative Supplement,
2 2016, is amended to read:

3 48-632 (1) Notice of a determination upon a claim shall be promptly
4 given to the claimant by ~~delivery thereof~~ electronic notice or by mailing
5 such notice to his or her last-known address. A claimant shall elect to
6 receive either electronic notice or mailed notice when he or she files a
7 new claim or establishes a new benefit year. A claimant may change his or
8 her election at any time. In addition, notice of any determination,
9 together with the reasons therefor, shall be promptly given in the same
10 manner to any employer from whom claimant received wages on or after the
11 first day of the base period for his or her most recent claim, and who
12 has indicated prior to the determination, in such manner as required by
13 rule and regulation of the commissioner, that such individual may be
14 ineligible or disqualified under any provision of the Employment Security
15 Law. An employer shall provide information to the department in respect
16 to the request for information within ten days after the mailing or
17 electronic transmission of a request.

18 (2) If the employer provided information pursuant to subsection (7)
19 of section 48-652 on the claim establishing the previous benefit year but
20 did not receive a determination because of no involvement of base period
21 wages and there are wages from that employer in the base period for the
22 most recent claim, the employer shall be provided the opportunity to
23 provide new information that such individual may be ineligible or
24 disqualified under any provision of the Employment Security Law on the
25 current claim. This subsection shall not apply to employers who did not
26 receive a determination because the separation was determined to result
27 from a lack of work.

28 (3) On or after October 1, 2012, if an employer fails to provide
29 information to the department within the time period specified in
30 subsection (1) of this section, the employer shall forfeit any appeal
31 rights otherwise available pursuant to section 48-634.

1 Sec. 2. Original section 48-632, Revised Statutes Cumulative
2 Supplement, 2016, is repealed.