

ARKANSAS SENATE
87th General Assembly - Regular Session, 2009
Amendment Form

Subtitle of Senate Bill No. 429

"TO AMEND VARIOUS PROVISIONS OF THE DEPARTMENT OF WORKFORCE
SERVICES LAW."

Amendment No. 1 to Senate Bill No. 429.

Amend Senate Bill No. 429 as originally introduced:

Add Representative Allen as a cosponsor of the bill

AND

Page 1, delete lines 20-34 and substitute the following:

"SECTION 1. Arkansas Code 11-10-201, concerning a claimant's base period, is amended by adding an additional subsection to read as follows:

(c)(1) Beginning with initial claims filed on July 1, 2009, and thereafter, if an individual lacks sufficient base period wages, an alternate base period shall be substituted for the current base period.

(2) "Alternate base period" means the four (4) completed calendar quarters immediately preceding the first day of that benefit year.

SECTION 2. Arkansas Code § 11-10-215(a)(1)(A), concerning remunerations that are not included in the definition of wages, is amended to read as follows:

(1)(A) For the purposes of §§ 11-10-701--11-10-715:

(i) That part of remuneration paid to an individual by an employer with respect to employment during any calendar year beginning after December 31, ~~1994~~ 2003, and ending December 31, ~~2002~~ 2009, which ~~exceeds nine thousand dollars (\$9,000)~~ ten thousand dollars (\$10,000); and

(ii) For ~~the~~ any calendar year beginning after December 31, ~~2002~~ 2009, that part of remuneration which ~~exceeds nine thousand five hundred dollars (\$9,500)~~ twelve thousand dollars (\$12,000); and

~~(iii) For any calendar year beginning after December 31, 2003, that part of remuneration which exceeds ten thousand dollars (\$10,000).~~"

Page 1, delete line 36 and substitute the following:

"SECTION 3. Arkansas Code § 11-10-507(3)(A), concerning ability and availability for work, is amended to read as follows:

(A) The worker is unemployed, is physically and mentally



able to perform suitable work, and is available for such work. Mere registration and reporting at a local employment office shall not be conclusive evidence of ability to work, availability for work, or willingness to accept work unless the individual is doing those things which a reasonably prudent individual would be expected to do to secure work. In determining suitable work under this section and for refusing to apply for or accept suitable work under § 11-10-515, part-time work shall be considered suitable work unless the majority of weeks of work in the period used to determine monetary eligibility is from full-time work.

SECTION 4. Arkansas Code § 11-10-513(b), concerning disqualification for voluntarily leaving work, is amended to read as follows:

(b) No individual shall be disqualified under this section if after making reasonable efforts to preserve his or her job rights he or she left his or her last work:

(1) Due to a personal emergency of such nature and compelling urgency that it would be contrary to good conscience to impose a disqualification;

(2)(A) Because of illness, injury, pregnancy, or disability, or of the individual or a member of the individual's immediate family.

(B) As used in subdivision (b)(2)(A) of this section, "immediate family member" means a spouse, child, parent, brother, sister, grandchild, or grandparent of the individual;

(3)(A) To move with a military spouse to a new duty station Due to domestic violence that causes the individual reasonably to believe that the individual's continued employment will jeopardize the safety of the individual or a member of the individual's immediate family.

(B) As used in subdivision (b)(3)(A) of this section, "immediate family member" means a spouse, child, parent, brother, sister, grandchild, or grandparent of the individual; or

(4) To accompany the individual's spouse because of a change in the location of the spouse's employment that makes it impractical to commute.

SECTION 5. Arkansas Code § 11-10-514(a)(3), concerning the"

AND

Appropriately renumber the sections of the bill

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Steele

GLG/RCK - 03-16-2009 10:47

GLG103

Secretary