

**ARKANSAS SENATE**  
91st General Assembly - Regular Session, 2017  
**Amendment Form**

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**Subtitle of House Bill No. 1405**

TO AMEND LAWS RELEVANT TO UNEMPLOYMENT TAXES, UNEMPLOYMENT BENEFITS AND  
UNEMPLOYMENT ELIGIBILITY.

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**Amendment No. 4 to House Bill No. 1405**

Amend House Bill No. 1405 as engrossed, H2/9/17 (version: 02/09/2017 9:05:42 AM):

Delete SECTION 3 in its entirety

AND

Page 4, delete lines 8 and 9, and substitute the following:

"(a) For initial claims filed on or after ~~the first day of the calendar quarter following July 22, 2015~~ January 1, 2018, the maximum potential"

AND

Delete SECTION 5 in its entirety

AND

Delete SECTION 6 in its entirety

AND

Page 4, delete lines 34 through 36

AND

Page 5, delete lines 1 through 9, and substitute the following:

"(1)(A) Separation Payments.

~~(A)(i)(i)(a)~~ Separation payments shall be treated as earnings in accordance with § 11-10-503.

~~(ii)(b)~~ Separation payments in excess of those covering a period of eight (8) weeks of wages and an armed services severance payment paid to a former member of the United States armed services shall not be disqualifying under the terms of this section.

~~(B)(ii)~~ Separation payments provided in the form of



a lump sum are disqualifying only for the week in which they are received.

~~(C)(iii)~~ Remuneration paid as back pay in settlement of a claim or grievance and supplemental unemployment benefits shall not be disqualifying.

(B) For initial claims made on and after January 1, 2018:

(i)(a) Separation payments are disqualifying for the number of weeks following the date of the separation that equals the number of weeks of wages received in the separation payment.

(b) An armed services severance payment paid to a former member of the United States armed services shall not be disqualifying under the terms of this section.

(c) Remuneration paid as back pay in settlement of a claim or grievance and supplemental unemployment benefits shall not be disqualifying; and

(ii)(a) The employer shall specify the total amount of separation pay and the number of weeks of wages represented by the separation pay.

(b) If the employer does not specify the number of weeks under subdivision (1)(B)(ii)(a) of this section, the Department of Workforce Services shall allocate the separation pay using the claimant's average weekly wage;"

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 J. Hendren

MGF/TDW - 03-10-2017 08:07:19

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Secretary