

**Second Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 08-0048.01 Christy Chase

HOUSE BILL 08-1180

HOUSE SPONSORSHIP

Stephens and Looper, Mitchell V., Sonnenberg, Balmer, Gardner B., Gardner C., Kerr J., Lambert, Marostica, Massey, McNulty, Roberts, Rose, Summers, Swalm, Todd, and Witwer

SENATE SPONSORSHIP

(None), Harvey, Kopp, and Renfroe

House Committees

Business Affairs and Labor

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING ELIGIBILITY FOR UNEMPLOYMENT INSURANCE BENEFITS**
102 **FOR AN INDIVIDUAL WHO LEAVES EMPLOYMENT TO ACCOMPANY**
103 **AN ACTIVE DUTY MILITARY FAMILY MEMBER WHO HAS BEEN**
104 **TRANSFERRED.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Removes the limitation that a transfer must be during time of war or armed conflict and for medical-related purposes in order for an individual who relocates with an active-duty military spouse to be eligible for unemployment insurance benefits. Requires the division of

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

employment and training in the department of labor and employment to:

- Maintain records of claims made and amounts awarded to individuals who quit a job to relocate with an active-duty military spouse who is transferred; and
- Annually report such information to specified legislative committees.

Effective July 1, 2013, repeals the provision allowing unemployment benefits to individuals who relocate with a military spouse.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 8-73-108 (4) (s), Colorado Revised Statutes, is
3 amended to read:

4 **8-73-108. Benefit awards - repeal.** (4) **Full award.** An
5 individual separated from a job shall be given a full award of benefits if
6 any of the following reasons and pertinent conditions related thereto are
7 determined by the division to have existed. The determination of whether
8 or not the separation from employment shall result in a full award of
9 benefits shall be the responsibility of the division. The following reasons
10 shall be considered, along with any other factors that may be pertinent to
11 such determination:

12 (s) (I) Quitting a job to relocate as a result of the TRANSFER OF THE
13 individual's ~~spouse's transfer for medical-related purposes in time of war~~
14 ~~or armed conflict~~ SPOUSE to a new place of residence, either within or
15 outside Colorado, from which it is impractical to commute to the place of
16 employment, and upon arrival at the new place of residence, the
17 individual is in all respects available for suitable work. The spouse shall
18 be a member of the United States armed forces who is on active duty as
19 defined in 10 U.S.C. sec. 101 (d) (1), active guard and reserve duty as
20 defined in 10 U.S.C. sec. 101 (d) (6), or active duty to pursue special

1 work pursuant to title 10 or 32 of the United States Code. ~~The individual~~
2 ~~shall also comply with paragraph (b) of this subsection (4).~~

3 (II) Any benefits awarded to the claimant under ~~the provisions of~~
4 this paragraph (s) normally chargeable to the employer shall be charged
5 to the fund, AND ANY SUCH BENEFITS SHALL NOT AFFECT AN EMPLOYER'S
6 PREMIUM.

7 (III) THE DIVISION SHALL MAINTAIN RECORDS REGARDING THE
8 NUMBER OF INDIVIDUALS CLAIMING AND AWARDED BENEFITS, AND THE
9 AMOUNT OF BENEFITS AWARDED TO INDIVIDUALS, PURSUANT TO THIS
10 PARAGRAPH (s). BY JANUARY 31, 2009, AND BY EACH JANUARY 31
11 THEREAFTER, THE DIVISION SHALL SUBMIT A REPORT TO THE BUSINESS
12 AFFAIRS AND LABOR COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND
13 THE BUSINESS, LABOR, AND TECHNOLOGY COMMITTEE OF THE SENATE, OR
14 THEIR SUCCESSOR COMMITTEES, DETAILING THE NUMBER OF CLAIMANTS
15 AND AMOUNTS AWARDED PURSUANT TO THIS PARAGRAPH (s).

16 (IV) THIS PARAGRAPH (s) IS REPEALED, EFFECTIVE JULY 1, 2013.

17 **SECTION 2. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.