



ECONOMIC DEVELOPMENT & COMMUNITY AFFAIRS POLICY COUNCIL

ACTION PACKET

**Tuesday, February 9, 2010
3:45 P.M.
404 HOB**

**Larry Cretul
Speaker**

**Dave Murzin
Chair**

COUNCIL MEETING REPORT
Economic Development & Community Affairs Policy Council

2/9/2010 3:45:00PM

Location: 404 HOB

Summary:

Economic Development & Community Affairs Policy Council

Tuesday February 09, 2010 03:45 pm

PCB EDCA 10-01 Favorable With Amendments (2)

Yeas: 16 Nays: 0

Committee meeting was reported out: Tuesday, February 09, 2010 5:13:24PM

COUNCIL MEETING REPORT
Economic Development & Community Affairs Policy Council

2/9/2010 3:45:00PM

Location: 404 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Dave Murzin (Chair)	X		
Joseph Abruzzo	X		
Gary Aubuchon	X		
Oscar Braynon II	X		
Jennifer Carroll	X		
Chris Dorworth	X		
Eric Eisnaugle	X		
Richard Glorioso	X		
Ed Hooper	X		
Mike Horner	X		
Dorothy Hukill	X		
Rick Kriseman	X		
Janet Long	X		
Charles McBurney	X		
Robert Schenck	X		
Geraldine Thompson	X		
Totals:	16	0	0

Committee meeting was reported out: Tuesday, February 09, 2010 5:13:24PM

COUNCIL MEETING REPORT
Economic Development & Community Affairs Policy Council

2/9/2010 3:45:00PM

Location: 404 HOB

PCB EDCA 10-01 : Unemployment Compensation

Favorable With Amendments (2)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Gary Aubuchon	X				
Oscar Braynon II	X				
Jennifer Carroll	X				
Chris Dorworth	X				
Eric Eisnaugle	X				
Richard Glorioso	X				
Ed Hooper	X				
Mike Horner	X				
Dorothy Hukill	X				
Rick Kriseman	X				
Janet Long	X				
Charles McBurney	X				
Robert Schenck	X				
Geraldine Thompson	X				
Dave Murzin (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Unemployment Compensation

Allen Douglas, Legislative Affairs Director (Lobbyist) - Proponent
 National Federation of Independent Businesses
 110 E Jefferson Street
 Tallahassee FL 32301
 Phone: 850-681-0416

Unemployment Compensation

David Daniel, VP, Government Relations (Lobbyist) - Proponent
 Florida Chamber of Commerce
 136 S Bronough Street
 Tallahassee FL 32301
 Phone: 850-521-1250

Unemployment Compensation

Kari Hebrank, Government Consultant (Lobbyist) - Proponent
 Florida Building Materials Association. Florida Swimming Pool Association
 7711 Deepwood Trail
 Tallahassee FL 32317
 Phone: 850-681-3290

Unemployment Compensation

Warren Husband (Lobbyist) - Proponent
 Associated General Contractors
 P. O. Box 10909
 Tallahassee FL 32302
 Phone: 850-205-9000

Committee meeting was reported out: Tuesday, February 09, 2010 5:13:24PM

COUNCIL MEETING REPORT
Economic Development & Community Affairs Policy Council

2/9/2010 3:45:00PM

Location: 404 HOB

Unemployment Compensation

Lance Lozano, Chief Operating Officer (Lobbyist) - Proponent

Florida United Businesses Association

P. O. Box 1302

Tallahassee FL 32302

Phone: 850-681-6265

Unemployment Compensation

Randy Miller, Executive Vice President (Lobbyist) - Proponent

Florida Retail Federation

227 S Adams Street

Tallahassee FL 32301

Phone: 850-222-4082

Unemployment Compensation

Samantha Hunter Padgett, Deputy General Counsel (Lobbyist) - Proponent

Florida Retail Federation

227 S Adams Street

Tallahassee FL 32301

Phone: 850-222-4082

Unemployment Compensation

Tammy Perdue, General Counsel (Lobbyist) - Proponent

AIF

516 N. Adams Street

Tallahassee FL 32312

Phone: 850-224-7173

Unemployment Compensation

Arthur Rosenberg, Attorney (Lobbyist) - Proponent

Florida Legal Services

3000 Biscayne Boulevard, #102

Miami FL 33137

Phone: 305-573-0092

Unemployment Compensation

Karen Woodall (Lobbyist) - Proponent

Farmworker Association of Florida, Farmworker Self Help

579 E Call

Tallahassee FL 32301

Unemployment Compensation

Ron Vilella (Lobbyist) - Proponent

Florida Association of Professional Employers Organization

311 E Park

Tallahassee FL 32309

Phone: 850-224-5081

Committee meeting was reported out: Tuesday, February 09, 2010 5:13:24PM

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing PCB: Economic Development & Community
 2 Affairs Policy Council
 3 Representative(s) Carroll offered the following:

Amendment (with directory and title amendments)

Remove lines 170-197 and insert:

7 (1) The wages subject to this chapter include all
 8 remuneration for employment, including commissions, bonuses,
 9 back pay awards, and the cash value of all remuneration paid in
 10 any medium other than cash. The reasonable cash value of
 11 remuneration in any médium other than cash must be estimated and
 12 determined in accordance with rules adopted by the Agency for
 13 Workforce Innovation or the state agency providing tax
 14 collection services. The wages subject to this chapter include
 15 tips or gratuities received while performing services that
 16 constitute employment and are included in a written statement
 17 furnished to the employer under s. 6053(a) of the Internal
 18 Revenue Code of 1954. As used in this section only, the term
 19 "employment" includes services constituting employment under any

Amendment No. 1

20 employment security law of another state or of the Federal
21 Government.

22 (2) For the purpose of determining an employer's
23 contributions, the following wages are exempt from this chapter:

24 (a) 1. Beginning January 1, 2010, that part of
25 remuneration paid to an individual by an employer for employment
26 during a calendar year in excess of the first \$7,000 of
27 remuneration paid to the individual by an employer or his or her
28 predecessor during that calendar year, unless that part of the
29 remuneration is subject to a tax, under a federal law imposing
30 the tax, against which credit may be taken for contributions
31 required to be paid into a state unemployment fund.

32 2. Beginning January 1, 2012, that part of remuneration
33 paid to an individual by an employer for employment during a
34 calendar year in excess of the first \$8,500 of remuneration paid
35 to the individual by the employer or his or her predecessor
36 during that calendar year, unless that part of the remuneration
37 is subject to a tax, under a federal law imposing the tax,
38 against which credit may be taken for contributions required to
39 be paid into a state unemployment fund. ~~As used in this section~~
40 ~~only, the term "employment" includes services constituting~~
41 ~~employment under any employment security law of another state or~~
42 ~~of the Federal Government.~~

43 3. Beginning January 1, 2015, the part of remuneration
44 paid to an individual by an employer for employment during a
45 calendar year in excess of the first \$7,000 ~~is exempt from this~~
46 ~~chapter of remuneration paid to the individual by an employer or~~
47 ~~his or her predecessor during that calendar year, unless that~~

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No. 1

48 part of the remuneration is subject to a tax, under a federal
49 law imposing the tax, against which credit may be taken for
50 contributions required to be paid into a state unemployment
51 fund. The wage base exemption adjustment authorized by this
52 subparagraph is suspended in any calendar year in which
53 repayment of the principal amount of an advance received from
54 the federal Unemployment Compensation Trust Fund under 42 U.S.C.
55 s. 1321 is due to the Federal Government.

56
57
58 -----
59 **D I R E C T O R Y A M E N D M E N T**

60 Remove lines 167-168 and insert:

61 Subsection (1) and paragraph (a) of subsection (2) of section
62 443.1217, Florida Statutes, is amended to read:

63
64
65 -----
66 **T I T L E A M E N D M E N T**

67 Remove line 11 and insert:

68 beginning January 1, 2012; beginning January 1, 2015, suspending
69 exempt wages adjustment when federal advance owed; amending s.
70 443.131, F.S.;

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER _____

1 Council/Committee hearing PCB: Economic Development & Community
2 Affairs Policy Council
3 Representative(s) Carroll offered the following:

4
5 **Amendment (with title amendment)**

6 Remove line 360 and insert:

7 in excess of the first \$7,000. Beginning January 1, 2012,
8 "taxable payroll" shall be determined by excluding any part of
9 the remuneration paid to an individual by an employer for
10 employment during a calendar year in excess of the amount exempt
11 from this chapter as defined in s. 443.1217(2). Solely for the
12 purposes of the employer rate calculation that will take effect
13 January 1, 2012, the taxpayer service provider shall use the
14 data available for taxable payroll from 2009 based on excluding
15 any part of the remuneration paid to an individual by an
16 employer for employment during a calendar year in excess of the
17 first \$7,000, and for 2010 and 2011, the data available for
18 taxable payroll based on excluding any part of the remuneration

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No. 2

19 paid to an individual by an employer for employment during a
20 calendar year in excess of the first \$8,500.
21
22

23

24

T I T L E A M E N D M E N T

26

Remove line 13 and insert:

27

January 1, 2012; providing a cross reference for the definition

28

of taxable payroll beginning January 1, 2012; providing rate

29

calculation direction to taxpayer service provider for the rate

30

effective January 1, 2012; requiring an employer assessment when

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No. 3

COUNCIL/COMMITTEE ACTION

ADOPTED ___ (Y/N)
ADOPTED AS AMENDED ___ (Y/N)
ADOPTED W/O OBJECTION ___ (Y/N)
FAILED TO ADOPT ___ (Y/N)
WITHDRAWN (Y/N)
OTHER _____

1 Council/Committee hearing PCB: Economic Development & Community
2 Affairs Policy Council
3 Representative Thompson, G. offered the following:
4

Amendment (with title amendment)

Remove lines 504-507 and insert:

7 to implement sections 1-5 of this act. In addition, for the
8 2009-2010 fiscal year, the sum of \$1,269,817 is appropriated
9 from the Federal Grants Trust Fund in a lump sum appropriation
10 category within the Department of Revenue to be used to
11 implement sections 1-5 of this act.

12 Section 7. Effective July 1, 2010, section 443.036,
13 Florida Statutes, is amended to read:

443.036 Definitions.—As used in this chapter, the term:

15 (1) "Able to work" means physically and mentally capable
16 of performing the duties of the occupation in which work is
17 being sought.

18 (2) "Agricultural labor" means any remunerated service
19 performed:

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

20 (a) On a farm, in the employ of any person, in connection
21 with cultivating the soil or in connection with raising or
22 harvesting any agricultural or horticultural commodity,
23 including the raising, shearing, feeding, caring for, training,
24 and management of livestock, bees, poultry, and fur-bearing
25 animals and wildlife.

26 (b) In the employ of the owner or tenant or other operator
27 of a farm in connection with the operation, management,
28 conservation, improvement, or maintenance of such farm and its
29 tools and equipment, or in salvaging timber or clearing land of
30 brush and other debris left by a hurricane if the major part of
31 the service is performed on a farm.

32 (c) In connection with the production or harvesting of any
33 commodity defined as an agricultural commodity in s. 15(g) of
34 the Agricultural Marketing Act, as amended (46 Stat. 1550, s. 3;
35 12 U.S.C. s. 1141j); the ginning of cotton; or the operation or
36 maintenance of ditches, canals, reservoirs, or waterways, not
37 owned or operated for profit, used exclusively for supplying and
38 storing water for farming purposes.

39 (d)1. In the employ of the operator of a farm in handling,
40 planting, drying, packing, packaging, processing, freezing,
41 grading, storing, or delivering to storage or to market or to a
42 carrier for transportation to market, in its unmanufactured
43 state, any agricultural or horticultural commodity, but only if
44 the operator produced more than one-half of the commodity for
45 which the service is performed.

46 2. In the employ of a group of operators of farms, or a
47 cooperative organization of which the operators are members, in

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

48 the performance of service described in subparagraph 1., but
49 only if the operators produced more than one-half of the
50 commodity for which the service is performed.

51 3. Subparagraphs 1. and 2. do not apply to service
52 performed in connection with commercial canning or commercial
53 freezing or in connection with any agricultural or horticultural
54 commodity after its delivery to a terminal market for
55 distribution for consumption or in connection with grading,
56 packing, packaging, or processing fresh citrus fruits.

57 (e) On a farm operated for profit if the service is not in
58 the course of the employer's trade or business.

59 (3) "Alternative base period" means the last four
60 completed calendar quarters immediately preceding the first day
61 of an individual's benefit year.

62 (4)-(3) "American aircraft" means an aircraft registered
63 under the laws of the United States.

64 (5)-(4) "American employer" means:

65 (a) An individual who is a resident of the United States.

66 (b) A partnership, if two-thirds or more of the partners
67 are residents of the United States.

68 (c) A trust, if each of the trustees is a resident of the
69 United States.

70 (d) A corporation organized under the laws of the United
71 States or of any state.

72 (6)-(5) "American vessel" means any vessel documented or
73 numbered under the laws of the United States. The term includes
74 any vessel that is neither documented or numbered under the laws
75 of the United States, nor documented under the laws of any

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

76 foreign country, if its crew is employed solely by one or more
77 citizens or residents of the United States or corporations
78 organized under the laws of the United States or of any state.

79 ~~(7)(6)~~ "Available for work" means actively seeking and
80 being ready and willing to accept suitable employment.

81 ~~(8)(7)~~ "Base period" means the first four of the last five
82 completed calendar quarters immediately preceding the first day
83 of an individual's benefit year. If the Agency for Workforce
84 Innovation determines, pursuant to s. 443.091(1)(f), that an
85 alternative base period will be used, the term has the same
86 meaning as the alternative base period.

87 ~~(9)(8)~~ "Benefits" means the money payable to an
88 individual, as provided in this chapter, for his or her
89 unemployment.

90 ~~(10)(9)~~ "Benefit year" means, for an individual, the 1-
91 year period beginning with the first day of the first week for
92 which the individual first files a valid claim for benefits and,
93 thereafter, the 1-year period beginning with the first day of
94 the first week for which the individual next files a valid claim
95 for benefits after the termination of his or her last preceding
96 benefit year. Each claim for benefits made in accordance with s.
97 443.151(2) is a "valid claim" under this subsection if the
98 individual was paid wages for insured work in accordance with
99 the provisions of s. 443.091(1)(f) and is unemployed as defined
100 in subsection ~~(46)~~ ~~(43)~~ at the time of filing the claim.

101 However, the Agency for Workforce Innovation may adopt rules
102 providing for the establishment of a uniform benefit year for
103 all workers in one or more groups or classes of service or

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

104 within a particular industry when the agency determines, after
105 notice to the industry and to the workers in the industry and an
106 opportunity to be heard in the matter, that those groups or
107 classes of workers in a particular industry periodically
108 experience unemployment resulting from layoffs or shutdowns for
109 limited periods of time.

110 (11)~~(10)~~ "Calendar quarter" means each period of 3
111 consecutive calendar months ending on March 31, June 30,
112 September 30, and December 31 of each year.

113 (12)~~(11)~~ "Casual labor" means labor that is occasional,
114 incidental, or irregular, not exceeding 200 person-hours in
115 total duration. As used in this subsection, the term "duration"
116 means the period of time from the commencement to the completion
117 of the particular job or project. Services performed by an
118 employee for his or her employer during a period of 1 calendar
119 month or any 2 consecutive calendar months, however, are deemed
120 to be casual labor only if the service is performed on 10 or
121 fewer calendar days, regardless of whether those days are
122 consecutive. If any of the services performed by an individual
123 on a particular labor project are not casual labor, each of the
124 services performed by the individual on that job or project may
125 not be deemed casual labor. Services must constitute casual
126 labor and may not be performed in the course of the employer's
127 trade or business for those services to be exempt under this
128 section.

129 (13)~~(12)~~ "Commission" means the Unemployment Appeals
130 Commission.

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

131 | (14)~~(13)~~ "Contributing employer" means an employer who is
132 | liable for contributions under this chapter.

133 | (15)~~(14)~~ "Contribution" means a payment of payroll tax to
134 | the Unemployment Compensation Trust Fund which is required under
135 | this chapter to finance unemployment benefits.

136 | (16)~~(15)~~ "Crew leader" means an individual who:

137 | (a) Furnishes individuals to perform service in
138 | agricultural labor for another person.

139 | (b) Pays, either on his or her own behalf or on behalf of
140 | the other person, the individuals furnished by him or her for
141 | the service in agricultural labor performed by those
142 | individuals.

143 | (c) Has not entered into a written agreement with the
144 | other person under which the individual is designated as an
145 | employee of the other person.

146 | (17)~~(16)~~ "Earned income" means gross remuneration derived
147 | from work, professional service, or self-employment. The term
148 | includes commissions, bonuses, back pay awards, and the cash
149 | value of all remuneration paid in a medium other than cash. The
150 | term does not include income derived from invested capital or
151 | ownership of property.

152 | (18)~~(17)~~ "Educational institution" means an institution,
153 | except for an institution of higher education:

154 | (a) In which participants, trainees, or students are
155 | offered an organized course of study or training designed to
156 | transfer to them knowledge, skills, information, doctrines,
157 | attitudes, or abilities from, by, or under the guidance of, an
158 | instructor or teacher;

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

159 (b) That is approved, licensed, or issued a permit to
160 operate as a school by the Department of Education or other
161 governmental agency that is authorized within the state to
162 approve, license, or issue a permit for the operation of a
163 school; and

164 (c) That offers courses of study or training which are
165 academic, technical, trade, or preparation for gainful
166 employment in a recognized occupation.

167 ~~(19)~~ ~~(18)~~ "Employee leasing company" means an employing
168 unit that has a valid and active license under chapter 468 and
169 that maintains the records required by s. 443.171(5) and, in
170 addition, is responsible for producing quarterly reports
171 concerning the clients of the employee leasing company and the
172 internal staff of the employee leasing company. As used in this
173 subsection, the term "client" means a party who has contracted
174 with an employee leasing company to provide a worker, or
175 workers, to perform services for the client. Leased employees
176 include employees subsequently placed on the payroll of the
177 employee leasing company on behalf of the client. An employee
178 leasing company must notify the tax collection service provider
179 within 30 days after the initiation or termination of the
180 company's relationship with any client company under chapter
181 468.

182 ~~(20)~~ ~~(19)~~ "Employer" means an employing unit subject to
183 this chapter under s. 443.1215.

184 ~~(21)~~ ~~(20)~~ "Employing unit" means an individual or type of
185 organization, including a partnership, limited liability
186 company, association, trust, estate, joint-stock company,

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

187 insurance company, or corporation, whether domestic or foreign;
188 the receiver, trustee in bankruptcy, trustee, or successor of
189 any of the foregoing; or the legal representative of a deceased
190 person, which has or had in its employ one or more individuals
191 performing services for it within this state.

192 (a) Each individual employed to perform or to assist in
193 performing the work of any agent or employee of an employing
194 unit is deemed to be employed by the employing unit for the
195 purposes of this chapter, regardless of whether the individual
196 was hired or paid directly by the employing unit or by an agent
197 or employee of the employing unit, if the employing unit had
198 actual or constructive knowledge of the work.

199 (b) Each individual performing services in this state for
200 an employing unit maintaining at least two separate
201 establishments in this state is deemed to be performing services
202 for a single employing unit for the purposes of this chapter.

203 (c) A person who is an officer of a corporation, or a
204 member of a limited liability company classified as a
205 corporation for federal income tax purposes, and who performs
206 services for the corporation or limited liability company in
207 this state, regardless of whether those services are continuous,
208 is deemed an employee of the corporation or the limited
209 liability company during all of each week of his or her tenure
210 of office, regardless of whether he or she is compensated for
211 those services. Services are presumed to be rendered for the
212 corporation in cases in which the officer is compensated by
213 means other than dividends upon shares of stock of the
214 corporation owned by him or her.

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

215 (d) A limited liability company shall be treated as having
216 the same status as it is classified for federal income tax
217 purposes.

218 ~~(22)~~~~(21)~~ "Employment" means a service subject to this
219 chapter under s. 443.1216 which is performed by an employee for
220 the person employing him or her.

221 ~~(23)~~~~(22)~~ "Farm" includes stock, dairy, poultry, fruit,
222 fur-bearing animal, and truck farms, plantations, ranches,
223 nurseries, ranges, greenhouses or other similar structures used
224 primarily for the raising of agricultural or horticultural
225 commodities, and orchards.

226 ~~(24)~~~~(23)~~ "Fund" means the Unemployment Compensation Trust
227 Fund ~~created under this chapter~~, into which all contributions
228 and reimbursements required under this chapter are deposited and
229 from which all benefits provided under this chapter are paid.

230 (25) "Good cause" for voluntarily quitting employment, as
231 used in s. 443.101(1)(a), means:

232 (a) Cause attributable to the employing unit or an illness
233 or disability of the individual that requires separation from
234 work;

235 (b) Domestic violence, as defined in s. 741.28, verified
236 by reasonable and confidential documentation which causes the
237 individual reasonably to believe that such individual's
238 continued employment would jeopardize his or her safety or the
239 safety of any member of his or her immediate family;

240 (c) Illness or disability of a member of the individual's
241 immediate family; or

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

242 (d) The individual's need to accompany his or her spouse,
243 if the spouse's relocation resulted from a change in the
244 spouse's employment and if the relocation makes it impractical
245 for the individual to commute to his or her workplace.

246 ~~(26)-(24)~~ "High quarter" means the quarter in an
247 individual's base period in which the individual has the
248 greatest amount of wages paid, regardless of the number of
249 employers paying wages in that quarter.

250 ~~(27)-(25)~~ "Hospital" means an institution that is licensed,
251 certified, or approved by the Agency for Health Care
252 Administration as a hospital.

253 ~~(28)-(26)~~ "Institution of higher education" means an
254 educational institution that:

255 (a) Admits as regular students only individuals having a
256 certificate of graduation from a high school, or the recognized
257 equivalent of a certificate of graduation;

258 (b) Is legally authorized in this state to provide a
259 program of education beyond high school;

260 (c) Provides an educational program for which it awards a
261 bachelor's or higher degree, or provides a program that is
262 acceptable for full credit toward a bachelor's or higher degree;
263 a program of postgraduate or postdoctoral studies; or a program
264 of training to prepare students for gainful employment in a
265 recognized occupation; and

266 (d) Is a public or other nonprofit institution.

267

268 The term includes each community college and state university in
269 this state, and each other institution in this state authorized

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

270 under s. 1005.03 to use the designation "college" or
271 "university."

272 ~~(29)-(27)~~ "Insured work" means employment for employers.

273 ~~(30)-(28)~~ "Leave of absence" means a temporary break in
274 service to an employer, for a specified period of time, during
275 which the employing unit guarantees the same or a comparable
276 position to the worker at the expiration of the leave.

277 (31) "Member of the individual's immediate family" means
278 an individual's spouse, parent, or minor child.

279 ~~(32)-(29)~~ "Misconduct" includes, but is not limited to, the
280 following, which may not be construed in pari materia with each
281 other:

282 (a) Conduct demonstrating willful or wanton disregard of
283 an employer's interests and found to be a deliberate violation
284 or disregard of the standards of behavior which the employer has
285 a right to expect of his or her employee; or

286 (b) Carelessness or negligence to a degree or recurrence
287 that manifests culpability, wrongful intent, or evil design or
288 shows an intentional and substantial disregard of the employer's
289 interests or of the employee's duties and obligations to his or
290 her employer.

291 ~~(33)-(30)~~ "Monetary determination" means a determination of
292 whether and in what amount a claimant is eligible for benefits
293 based on the claimant's employment during the base period of the
294 claim.

295 ~~(34)-(31)~~ "Nonmonetary determination" means a determination
296 of the claimant's eligibility for benefits based on an issue
297 other than monetary entitlement and benefit overpayment.

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

298 ~~(35)(32)~~ "Not in the course of the employer's trade or
299 business" means not promoting or advancing the trade or business
300 of the employer.

301 ~~(36)(33)~~ "One-stop career center" means a service site
302 established and maintained as part of the one-stop delivery
303 system under s. 445.009.

304 ~~(37)(34)~~ "Pay period" means a period of 31 or fewer
305 consecutive days for which a payment or remuneration is
306 ordinarily made to the employee by the person employing him or
307 her.

308 ~~(38)(35)~~ "Public employer" means:

309 (a) A state agency or political subdivision of the state;

310 (b) An instrumentality that is wholly owned by one or more
311 state agencies or political subdivisions of the state; or

312 (c) An instrumentality that is wholly owned by one or more
313 state agencies, political subdivisions, or instrumentalities of
314 the state and one or more state agencies or political
315 subdivisions of one or more other states.

316 ~~(39)(36)~~ "Reasonable assurance" means a written or verbal
317 agreement, an agreement between an employer and a worker
318 understood through tradition within the trade or occupation, or
319 an agreement defined in an employer's policy.

320 ~~(40)(37)~~ "Reimbursement" means a payment of money to the
321 Unemployment Compensation Trust Fund in lieu of a contribution
322 ~~which is~~ required under this chapter to finance unemployment
323 benefits.

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

324 (41)~~(38)~~ "Reimbursing employer" means an employer who is
325 liable for reimbursements in lieu of contributions under this
326 chapter.

327 (42)~~(39)~~ "State" includes the states of the United States,
328 the District of Columbia, Canada, the Commonwealth of Puerto
329 Rico, and the Virgin Islands.

330 (43)~~(40)~~ "State law" means the unemployment insurance law
331 of any state, approved by the United States Secretary of Labor
332 under s. 3304 of the Internal Revenue Code of 1954.

333 (44)~~(41)~~ "Tax collection service provider" or "service
334 provider" means the state agency providing unemployment tax
335 collection services under contract with the Agency for Workforce
336 Innovation through an interagency agreement pursuant to s.
337 443.1316.

338 (45)~~(42)~~ "Temporary layoff" means a job separation due to
339 lack of work which does not exceed 8 consecutive weeks and which
340 has a fixed or approximate return-to-work date.

341 (46)~~(43)~~ "Unemployment" means:

342 (a) An individual is "totally unemployed" in any week
343 during which he or she does not perform any services and for
344 which earned income is not payable to him or her. An individual
345 is "partially unemployed" in any week of less than full-time
346 work if the earned income payable to him or her for that week is
347 less than his or her weekly benefit amount. The Agency for
348 Workforce Innovation may adopt rules prescribing distinctions in
349 the procedures for unemployed individuals based on total
350 unemployment, part-time unemployment, partial unemployment of

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

351 individuals attached to their regular jobs, and other forms of
352 short-time work.

353 (b) An individual's week of unemployment commences only
354 after his or her registration with the Agency for Workforce
355 Innovation as required in s. 443.091, except as the agency may
356 otherwise prescribe by rule.

357 ~~(47)~~~~(44)~~ "Wages" means remuneration subject to this
358 chapter under s. 443.1217.

359 ~~(48)~~~~(45)~~ "Week" means a period of 7 consecutive days as
360 defined in the rules of the Agency for Workforce Innovation. The
361 Agency for Workforce Innovation may by rule prescribe that a
362 week is deemed to be "in," "within," or "during" the benefit
363 year that contains the greater part of the week.

364 Section 8. Effective July 1, 2010, paragraphs (c) and (f)
365 of subsection (1) of section 443.091, Florida Statutes, are
366 amended to read:

367 443.091 Benefit eligibility conditions.--

368 (1) An unemployed individual is eligible to receive
369 benefits for any week only if the Agency for Workforce
370 Innovation finds that:

371 (c)~~1~~. She or he is able to work and is available for work.
372 In order to assess eligibility for a claimed week of
373 unemployment, the Agency for Workforce Innovation shall develop
374 criteria to determine a claimant's ability to work and
375 availability for work.

376 1. Notwithstanding any other provision of this paragraph,
377 an otherwise eligible individual may not be found ineligible for
378 benefits if she or he is available for part-time work. For

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

379 | purposes of this subparagraph, "available for part-time work"
380 | means the claimant is available for a number of weekly hours
381 | that are comparable to the number of hours the individual worked
382 | during the majority of the base period of her or his claim.

383 | 2. Notwithstanding any other provision of this paragraph
384 | or paragraphs (b) and (d), an otherwise eligible individual may
385 | not be denied benefits for any week because she or he is in
386 | training with the approval of the Agency for Workforce
387 | Innovation, and such an individual may not be denied benefits
388 | for any week in which she or he is in training with the approval
389 | of the Agency for Workforce Innovation by reason of subparagraph
390 | 1. relating to availability for work, or s. 443.101(2) relating
391 | to failure to apply for, or refusal to accept, suitable work.
392 | Training may be approved by the Agency for Workforce Innovation
393 | in accordance with criteria prescribed by rule. A claimant's
394 | eligibility during approved training is contingent upon
395 | satisfying eligibility conditions prescribed by rule.

396 | 3. Notwithstanding any other provision of this chapter, an
397 | otherwise eligible individual who is in training approved under
398 | s. 236(a)(1) of the Trade Act of 1974, as amended, may not be
399 | determined to be ineligible or disqualified for benefits with
400 | respect to her or his enrollment in such training or because of
401 | leaving work that is not suitable employment to enter such
402 | training. As used in this subparagraph, the term "suitable
403 | employment" means, for a worker, work of a substantially equal
404 | or higher skill level than the worker's past adversely affected
405 | employment, as defined for purposes of the Trade Act of 1974, as
406 | amended, the wages for which are at least 80 percent of the

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

407 worker's average weekly wage as determined for purposes of the
408 Trade Act of 1974, as amended.

409 4. Notwithstanding any other provision of this section, an
410 otherwise eligible individual may not be denied benefits for any
411 week by reason of subparagraph 1. because she or he is before
412 any court of the United States or any state under a lawfully
413 issued summons to appear for jury duty.

414 (f) She or he has been paid wages for insured work equal
415 to 1.5 times her or his high quarter wages during her or his
416 base period, except that an unemployed individual is not
417 eligible to receive benefits if the base period wages are less
418 than \$3,400. If a worker is ineligible for benefits based on
419 base period wages, wages for that worker must be calculated
420 using an alternative base period and the worker must have the
421 opportunity to choose whether to establish a claim using such
422 wages. Wages may be computed for an alternative base period in
423 cases in which base period wages are inadequate to establish
424 eligibility under this section and only for benefit years that
425 commence on or after January 1, 2010. Wages used to establish a
426 monetarily eligible benefit year may not be used to establish
427 monetary eligibility in a subsequent benefit year.

428 Section 9. Effective July 1, 2010, paragraph (a) of
429 subsection (1) and paragraph (a) of subsection (2) of section
430 443.101, Florida Statutes, are amended to read:

431 443.101 Disqualification for benefits.—An individual shall
432 be disqualified for benefits:

433 (1)(a) For the week in which he or she has voluntarily
434 left his or her work without good cause attributable to his or

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

435 her employing unit or in which the individual has been
436 discharged by his or her employing unit for misconduct connected
437 with his or her work, based on a finding by the Agency for
438 Workforce Innovation. As used in this paragraph, the term "work"
439 means any work, whether full-time, part-time, or temporary.

440 1. Disqualification for voluntarily quitting continues for
441 the full period of unemployment next ensuing after he or she has
442 left his or her full-time, part-time, or temporary work
443 voluntarily without good cause and until the individual has
444 earned income equal to or in excess of 17 times his or her
445 weekly benefit amount. As used in this subsection, the term
446 "good cause" has the same meaning as in s. 443.036(25) ~~includes~~
447 ~~only that cause attributable to the employing unit or which~~
448 ~~consists of illness or disability of the individual requiring~~
449 ~~separation from his or her work.~~ Any other disqualification may
450 not be imposed. An individual is not disqualified under this
451 subsection for voluntarily leaving temporary work to return
452 immediately when called to work by the permanent employing unit
453 that temporarily terminated his or her work within the previous
454 6 calendar months. For benefit years beginning on or after July
455 1, 2004, an individual is not disqualified under this subsection
456 for voluntarily leaving work to relocate as a result of his or
457 her military-connected spouse's permanent change of station
458 orders, activation orders, or unit deployment orders.

459 2. Disqualification for being discharged for misconduct
460 connected with his or her work continues for the full period of
461 unemployment next ensuing after having been discharged and until
462 the individual has become reemployed and has earned income of at

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

463 | least 17 times his or her weekly benefit amount and for not more
464 | than 52 weeks that immediately follow that week, as determined
465 | by the Agency for Workforce Innovation in each case according to
466 | the circumstances in each case or the seriousness of the
467 | misconduct, under the agency's rules adopted for determinations
468 | of disqualification for benefits for misconduct.

469 | 3. When an individual has provided notification to the
470 | employing unit of his or her intent to voluntarily leave work
471 | and the employing unit discharges the individual for reasons
472 | other than misconduct prior to the date the voluntary quit was
473 | to take effect, the individual, if otherwise entitled, will
474 | receive benefits from the date of the employer's discharge until
475 | the effective date of his or her voluntary quit.

476 | 4. When an individual is notified by the employing unit of
477 | the employer's intent to discharge the individual for reasons
478 | other than misconduct and the individual quits without good
479 | cause, as defined in this section, prior to the date the
480 | discharge was to take effect, the claimant is ineligible for
481 | benefits pursuant to s. 443.091(1)(c)~~1~~ for failing to be
482 | available for work for the week or weeks of unemployment
483 | occurring prior to the effective date of the discharge.

484 | (2) If the Agency for Workforce Innovation finds that the
485 | individual has failed without good cause to apply for available
486 | suitable work when directed by the agency or the one-stop career
487 | center, to accept suitable work when offered to him or her, or
488 | to return to the individual's customary self-employment when
489 | directed by the agency, the disqualification continues for the
490 | full period of unemployment next ensuing after he or she failed

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

491 without good cause to apply for available suitable work, to
492 accept suitable work, or to return to his or her customary self-
493 employment, under this subsection, and until the individual has
494 earned income at least 17 times his or her weekly benefit
495 amount. The Agency for Workforce Innovation shall by rule adopt
496 criteria for determining the "suitability of work," as used in
497 this section. The Agency for Workforce Innovation in developing
498 these rules shall consider the duration of a claimant's
499 unemployment in determining the suitability of work and the
500 suitability of proposed rates of compensation for available
501 work. Further, after an individual has received 25 weeks of
502 benefits in a single year, suitable work is a job that pays the
503 minimum wage and is 120 percent or more of the weekly benefit
504 amount the individual is drawing.

505 (a) In determining whether or not any work is suitable for
506 an individual, the Agency for Workforce Innovation shall
507 consider the degree of risk involved to the individual's ~~his or~~
508 ~~her~~ health, safety, and morals; the individual's ~~his or her~~
509 physical fitness, and prior training, ~~the individual's~~
510 experience, and prior earnings, ~~his or her~~ length of
511 unemployment, and prospects for securing local work in his or
512 her customary occupation; and the distance of the available work
513 from the individual's ~~his or her~~ residence. An unemployed
514 individual may not be disqualified for benefits solely because
515 he or she is available for only part-time work. For purposes of
516 this paragraph, "available for part-time work" means the
517 claimant is available for a number of weekly hours that are

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

518 | comparable to the number of hours the individual worked during
519 | the majority of the base period of his or her claim.

520 | Section 10. Effective July 1, 2010, paragraph (a) of
521 | subsection (1) and paragraph (f) of subsection (13) of section
522 | 443.1216, Florida Statutes, are amended to read:

523 | 443.1216 Employment.—Employment, as defined in s. 443.036,
524 | is subject to this chapter under the following conditions:

525 | (1) (a) The employment subject to this chapter includes a
526 | service performed, including a service performed in interstate
527 | commerce, by:

528 | 1. An officer of a corporation.

529 | 2. An individual who, under the usual common-law rules
530 | applicable in determining the employer-employee relationship, is
531 | an employee. However, whenever a client, as defined in s.
532 | 443.036(19)(18), which would otherwise be designated as an
533 | employing unit has contracted with an employee leasing company
534 | to supply it with workers, those workers are considered
535 | employees of the employee leasing company. An employee leasing
536 | company may lease corporate officers of the client to the client
537 | and other workers to the client, except as prohibited by
538 | regulations of the Internal Revenue Service. Employees of an
539 | employee leasing company must be reported under the employee
540 | leasing company's tax identification number and contribution
541 | rate for work performed for the employee leasing company.

542 | a. In addition to any other report required to be filed by
543 | law, an employee leasing company shall submit a report to the
544 | Labor Market Statistics Center within the Agency for Workforce
545 | Innovation which includes each client establishment and each

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

546 establishment of the employee leasing company, or as otherwise
547 directed by the agency. The report must include the following
548 information for each establishment:

549 (I) The trade or establishment name;

550 (II) The former unemployment compensation account number,
551 if available;

552 (III) The former federal employer's identification number
553 (FEIN), if available;

554 (IV) The industry code recognized and published by the
555 United States Office of Management and Budget, if available;

556 (V) A description of the client's primary business
557 activity in order to verify or assign an industry code;

558 (VI) The address of the physical location;

559 (VII) The number of full-time and part-time employees who
560 worked during, or received pay that was subject to unemployment
561 compensation taxes for, the pay period including the 12th of the
562 month for each month of the quarter;

563 (VIII) The total wages subject to unemployment
564 compensation taxes paid during the calendar quarter;

565 (IX) An internal identification code to uniquely identify
566 each establishment of each client;

567 (X) The month and year that the client entered into the
568 contract for services; and

569 (XI) The month and year that the client terminated the
570 contract for services.

571 b. The report shall be submitted electronically or in a
572 manner otherwise prescribed by the Agency for Workforce
573 Innovation in the format specified by the Bureau of Labor

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

574 Statistics of the United States Department of Labor for its
575 Multiple Worksite Report for Professional Employer
576 Organizations. The report must be provided quarterly to the
577 Labor Market Statistics Center within the Agency for Workforce
578 Innovation, or as otherwise directed by the agency, and must be
579 filed by the last day of the month immediately following the end
580 of the calendar quarter. The information required in sub-sub-
581 subparagraphs a.(X) and (XI) need be provided only in the
582 quarter in which the contract to which it relates was entered
583 into or terminated. The sum of the employment data and the sum
584 of the wage data in this report must match the employment and
585 wages reported in the unemployment compensation quarterly tax
586 and wage report. A report is not required for any calendar
587 quarter preceding the third calendar quarter of 2010.

588 c. The Agency for Workforce Innovation shall adopt rules
589 as necessary to administer this subparagraph, and may
590 administer, collect, enforce, and waive the penalty imposed by
591 s. 443.141(1)(b) for the report required by this subparagraph.

592 d. For the purposes of this subparagraph, the term
593 "establishment" means any location where business is conducted
594 or where services or industrial operations are performed.

595 3. An individual other than an individual who is an
596 employee under subparagraph 1. or subparagraph 2., who performs
597 services for remuneration for any person:

598 a. As an agent-driver or commission-driver engaged in
599 distributing meat products, vegetable products, fruit products,
600 bakery products, beverages other than milk, or laundry or
601 drycleaning services for his or her principal.

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

602 b. As a traveling or city salesperson engaged on a full-
603 time basis in the solicitation on behalf of, and the
604 transmission to, his or her principal of orders from
605 wholesalers, retailers, contractors, or operators of hotels,
606 restaurants, or other similar establishments for merchandise for
607 resale or supplies for use in their business operations. This
608 sub-subparagraph does not apply to an agent-driver, ~~or~~ a
609 commission-driver and does not apply to sideline sales
610 activities performed on behalf of a person other than the
611 salesperson's principal.

612 4. The services described in subparagraph 3. are
613 employment subject to this chapter only if:

614 a. The contract of service contemplates that substantially
615 all of the services are to be performed personally by the
616 individual;

617 b. The individual does not have a substantial investment
618 in facilities used in connection with the services, other than
619 facilities used for transportation; and

620 c. The services are not in the nature of a single
621 transaction that is not part of a continuing relationship with
622 the person for whom the services are performed.

623 (13) The following are exempt from coverage under this
624 chapter:

625 (f) Service performed in the employ of a public employer
626 as defined in s. 443.036, except as provided in subsection (2),
627 and service performed in the employ of an instrumentality of a
628 public employer as described in s. 443.036(38)~~(35)~~(b) or (c), to
629 the extent that the instrumentality is immune under the United

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

630 States Constitution from the tax imposed by s. 3301 of the
631 Internal Revenue Code for that service.

632 Section 11. Effective July 1, 2010, paragraph (f) of
633 subsection (3) of section 443.131, Florida Statutes, is amended
634 to read:

635 443.131 Contributions.—

636 (3) VARIATION OF CONTRIBUTION RATES BASED ON BENEFIT
637 EXPERIENCE.—

638 (f) Transfer of employment records.—

639 1. For the purposes of this subsection, two or more
640 employers who are parties to a transfer of business or the
641 subject of a merger, consolidation, or other form of
642 reorganization, effecting a change in legal identity or form,
643 are deemed a single employer and are considered to be one
644 employer with a continuous employment record if the tax
645 collection service provider finds that the successor employer
646 continues to carry on the employing enterprises of all of the
647 predecessor employers and that the successor employer has paid
648 all contributions required of and due from all of the
649 predecessor employers and has assumed liability for all
650 contributions that may become due from all of the predecessor
651 employers. In addition, An employer may not be considered a
652 successor under this subparagraph if the employer purchases a
653 company with a lower rate into which employees with job
654 functions unrelated to the business endeavors of the predecessor
655 are transferred for the purpose of acquiring the low rate and
656 avoiding payment of contributions. As used in this paragraph,
657 Notwithstanding s. 443.036(15)(14), the term "contributions"

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

658 means all indebtedness to the tax collection service provider,
659 including, but not limited to, interest, penalty, collection
660 fee, and service fee. A successor employer must accept the
661 transfer of all of the predecessor employers' employment records
662 within 30 days after the date of the official notification of
663 liability by succession. If a predecessor employer has unpaid
664 contributions or outstanding quarterly reports, the successor
665 employer must pay the total amount with certified funds within
666 30 days after the date of the notice listing the total amount
667 due. After the total indebtedness is paid, the tax collection
668 service provider shall transfer the employment records of all of
669 the predecessor employers to the successor employer's employment
670 record. The tax collection service provider shall determine the
671 contribution rate of the combined successor and predecessor
672 employers upon the transfer of the employment records, as
673 prescribed by rule, in order to calculate any change in the
674 contribution rate resulting from the transfer of the employment
675 records.

676 2. Regardless of whether a predecessor employer's
677 employment record is transferred to a successor employer under
678 this paragraph, the tax collection service provider shall treat
679 the predecessor employer, if he or she subsequently employs
680 individuals, as an employer without a previous employment record
681 or, if his or her coverage is terminated under s. 443.121, as a
682 new employing unit.

683 3. The state agency providing unemployment tax collection
684 services may adopt rules governing the partial transfer of
685 experience rating when an employer transfers an identifiable and

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

686 segregable portion of his or her payrolls and business to a
687 successor employing unit. As a condition of each partial
688 transfer, these rules must require the following to be filed
689 with the tax collection service provider: an application by the
690 successor employing unit, an agreement by the predecessor
691 employer, and the evidence required by the tax collection
692 service provider to show the benefit experience and payrolls
693 attributable to the transferred portion through the date of the
694 transfer. These rules must provide that the successor employing
695 unit, if not an employer subject to this chapter, becomes an
696 employer as of the date of the transfer and that the transferred
697 portion of the predecessor employer's employment record is
698 removed from the employment record of the predecessor employer.
699 For each calendar year after the date of the transfer of the
700 employment record in the records of the tax collection service
701 provider, the service provider shall compute the contribution
702 rate payable by the successor employer or employing unit based
703 on his or her employment record, combined with the transferred
704 portion of the predecessor employer's employment record. These
705 rules may also prescribe what contribution rates are payable by
706 the predecessor and successor employers for the period between
707 the date of the transfer of the transferred portion of the
708 predecessor employer's employment record in the records of the
709 tax collection service provider and the first day of the next
710 calendar year.

711 4. This paragraph does not apply to an employee leasing
712 company and client contractual agreement as defined in s.
713 443.036. The tax collection service provider shall, if the

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

714 contractual agreement is terminated or the employee leasing
715 company fails to submit reports or pay contributions as required
716 by the service provider, treat the client as a new employer
717 without previous employment record unless the client is
718 otherwise eligible for a variation from the standard rate.

719 Section 12. Effective July 1, 2010, subsection (3) of
720 section 443.151, Florida Statutes, is amended to read:

721 443.151 Procedure concerning claims.—

722 (3) DETERMINATION.—

723 (a) In general.—The Agency for Workforce Innovation shall
724 promptly make an initial determination for each claim filed
725 under subsection (2). The determination must include a statement
726 of whether and in what amount the claimant is entitled to
727 benefits, and, in the event of a denial, must state the reasons
728 for the denial. A determination for the first week of a benefit
729 year must also include a statement of whether the claimant was
730 paid the wages required under s. 443.091(1)(f) and, if so, the
731 first day of the benefit year, the claimant's weekly benefit
732 amount, and the maximum total amount of benefits payable to the
733 claimant for a benefit year. The Agency for Workforce Innovation
734 shall promptly notify the claimant, the claimant's most recent
735 employing unit, and all employers whose employment records are
736 liable for benefits under the determination of the initial
737 determination. The determination is final unless within 20 days
738 after the mailing of the notices to the parties' last known
739 addresses, or in lieu of mailing, within 20 days after the
740 delivery of the notices, an appeal or written request for

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

741 reconsideration is filed by the claimant or other party entitled
742 to notice.

743 (b) Determinations involving an alternative base period.-
744 If, in the case of a claim for benefits involving an alternative
745 base period under s. 443.091(1)(f), the Agency for Workforce
746 Innovation is unable to access wage information through the
747 database of its tax collection service provider, the agency
748 shall request the information from the employer by mail. The
749 employer must provide the requested information within 10 days
750 after the agency mails the request. If wage information is
751 unavailable, the agency may base the determination on an
752 affidavit submitted by the individual attesting to his or her
753 wages for those calendar quarters. The individual must furnish
754 payroll information, if available, in support of the affidavit.
755 Benefits based on an alternative base period must be adjusted if
756 the quarterly report of wage information received from the
757 employer under s. 443.141 results in a change in the monetary
758 determination.

759 (c)-(b) Determinations in labor dispute cases.-Whenever any
760 claim involves a labor dispute described in s. 443.101(4), the
761 Agency for Workforce Innovation shall promptly assign the claim
762 to a special examiner who shall make a determination on the
763 issues involving unemployment due to the labor dispute. The
764 special examiner shall make the determination after an
765 investigation, as necessary. The claimant or another party
766 entitled to notice of the determination may appeal a
767 determination under subsection (4).

768 (d)-(e) Redeterminations.-

Amendment No.

769 1. The Agency for Workforce Innovation may reconsider a
770 determination when it finds an error or when new evidence or
771 information pertinent to the determination is discovered after a
772 prior determination or redetermination. A redetermination may
773 not be made more than 1 year after the last day of the benefit
774 year unless the disqualification for making a false or
775 fraudulent representation in s. 443.101(6) is applicable, in
776 which case the redetermination may be made within 2 years after
777 the false or fraudulent representation. The Agency for Workforce
778 Innovation must promptly give notice of redetermination to the
779 claimant and to any employers entitled to notice in the manner
780 prescribed in this section for the notice of an initial
781 determination. If the amount of benefits is increased by the
782 redetermination, an appeal of the redetermination based solely
783 on the increase may be filed as provided in subsection (4). If
784 the amount of benefits is decreased by the redetermination, the
785 redetermination may be appealed by the claimant when a
786 subsequent claim for benefits is affected in amount or duration
787 by the redetermination. If the final decision on the
788 determination or redetermination to be reconsidered was made by
789 an appeals referee, the commission, or a court, the Agency for
790 Workforce Innovation may apply for a revised decision from the
791 body or court that made the final decision.

792 2. If an appeal of an original determination is pending
793 when a redetermination is issued, the appeal unless withdrawn is
794 treated as an appeal from the redetermination.

795 (e) ~~(d)~~ Notice of determination or redetermination.—Notice
796 of any monetary or nonmonetary determination or redetermination

Amendment No.

797 under this chapter, together with the reasons for the
798 determination or redetermination, must be promptly given to the
799 claimant and to any employer entitled to notice in the manner
800 provided in this subsection. The Agency for Workforce Innovation
801 shall adopt rules prescribing the manner and procedure by which
802 employers within the base period of a claimant become entitled
803 to notice.

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T I T L E A M E N D M E N T

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Remove line 31 and insert:

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purposes of implementation; amending s. 443.036, F.S.; defining

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the terms "alternative base period," "good cause," and "member

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of the individual's immediate family"; redefining the term "base

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period"; amending s. 443.091, F.S.; revising the requirements

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for eligibility to receive benefits; prohibiting a determination

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of ineligibility based solely on the number of weekly hours an

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unemployed individual is available to work when those hours are

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comparable to the number of hours the individual worked during

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the majority of the base period of his or her claim; providing

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for an alternative base period after a certain date; amending s.

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443.101, F.S.; revising the definition of "good cause";

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prohibiting disqualification for unemployment benefits based

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solely on the unemployed individual's availability for only

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part-time work under certain circumstances; amending ss.

823

443.1216 and 443.131, F.S.; conforming cross-references;

824

amending s. 443.151, F.S.; requiring an employer to provide wage

COUNCIL/COMMITTEE AMENDMENT

PCB Name: PCB EDCA 10-01 (2010)

Amendment No.

825 information to support an individual's eligibility for benefits
826 involving an alternative base period; authorizing the Agency for
827 Workforce Innovation to accept an affidavit from the claimant to
828 support eligibility for such benefits; providing that the act