

Approved Tuesday, March 15, 1988  
Date

MINUTES OF THE SENATE COMMITTEE ON LABOR, INDUSTRY AND SMALL BUSINESS

The meeting was called to order by Senator Dan Thiessen at  
Chairperson

1:30 ~~xxx~~ p.m. on Tuesday, March 01, 1988 in room 527-S of the Capitol.

All members were present except:

Committee staff present:

Marion Anzek, Committee Secretary  
Jerry Ann Donaldson, Research Department  
Gordon Self, Revisor's Department

Conferees appearing before the committee:

Chairman Thiessen called the meeting to order at 1:30 p.m. explaining we had an error in the agenda, and would not be hearing SB621 and SB644, but we will consider action on SB341 and SB342, calling attention to SB341.

SB341: concerning workers' compensation; relating to judicial review and compensation pending review.

Chairman Thiessen said reviewing notes from last session 60% of cases are reviewed and 15% are modified. What the bill proposed to do is getting those benefits to the injured people quicker, would not increase the amount they would draw, they would just draw it sooner, and the appeals time lapse can run from 2 to 5 months, and in this session we were told the time lapse is now 2 to 6 months. This puts these people in an awfully awkward position, to go that long without any type of benefits or wages.

Senator Feleciano asked the chairman if this was the bill that allows opportunity for advance?

Chairman Thiessen said yes, it provides they could start payments after the review of the law judge, and it is about 60% that go through the appeal process, and during that period of time there are not benefits.

Senator Feleciano moved to pass SB341 favorably, seconded by Senator Werts. The motion to pass favorably carried.

The Chairman turned attention to SB342.

SB342: concerning the employment security act; relating to disqualification for benefits.

Chairman Thiessen said SB342 is commonly known as the life guard bill and the guards work short periods of time, and draw benefits and in the swimming pool case, if they close the pool before school starts and lay-off the life guard, then they are eligible to draw the unemployment benefits, but if they do not close until after the life guard goes back to school, then they cannot draw benefits.

Jerry Ann Donaldson told the members that she had passed out minutes of 3-02-87 from last year on SB342 and the minutes state that employees working full time are not affected by this bill, and on page 2 of the minutes Senator Kerr had asked if it would apply to school bus drivers, and Mr. Clawson replied, there is a section dealing with employees who are driving buses. It would not apply unless they are working for the educational institution.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON LABOR, INDUSTRY AND SMALL BUSINESS,  
room 527-S, Statehouse, at 1:30 ~~am~~/p.m. on Tuesday, March 01, 1988

Senator Morris said he thought this addresses part of the problem of the student who said he was going back to school and then applied for unemployment benefits, from the Wyandotte pool and then the city had to pay that unemployment or at least having to fight it, and this bill would address that. It doesn't deny anyone from getting it if they are a full time employee or if they are working along with their school while they are in school. I think it is a good bill.

Senator Daniels said in regards to some legislation that she has been reading in the paper about "Kan Work" a person under that provision of being trained in a school, it says "established school, training facility or other educational institution" they have a job and then get interrupted, does this bill exclude them?

Senator Morris said yes, on line 357 of the bill it states "because if they are in approved training, they are exempted."

Gordon Self said a portion of SB342 was amended last session so we need to strike this particular statute from the bill, and replace it with the current version of 44-706. Gordon said we do not have to do a substitute bill as this was amended in the 1987 session in another bill, so this is not the current version of SB342.

Senator Feleciano moved to amend SB342 by striking the old section and replacing with the current section of 44-706, and to pass the bill favorably as amended, seconded by Senator Werts. The motion to move as amended carried.

Senator Morris moved to reconsider action on SB341, to correct these changes, seconded by Senator Daniels. Motion to reconsider carried.

Senator Feleciano moved to amend SB341, with the corrected changes, seconded by Senator Werts. Motion to amend carried.

Senator Feleciano moved to pass SB341 as amended, seconded by Senator Werts. Motion carried.

Chairman Thiessen adjourned the meeting at 2:00 p.m.

