S T A T E O F N E W Y O R K

10472

I N A S S E M B L Y

May 29, 2012

Introduced by M. of A. GOODELL -- Multi-Sponsored by -- M. of A. RA -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to exempting employers from increases to their unemployment tax rates resulting from claims by employees who voluntarily terminate their employment without good cause

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The opening paragraph of subparagraph 2 of paragraph (e) of subdivision 1 of section 581 of the labor law, as amended by chapter 282 of the laws of 2002, is amended to read as follows:

Benefits payable to any claimant with respect to the claimant's then current benefit year shall be charged, when paid, to the account of the last employer prior to the filing of a valid original claim in an amount equal to seven times the claimant's benefit rate. Thereafter, such charges shall be made to the account of each employer in the base period used to establish the valid original claim in the same proportion that the remuneration paid by each employer to the claimant during that base period bears to the remuneration paid by all employers to the claimant during that base period except [as provided below:] *SUCH PREVIOUS EMPLOYERS SHALL BE EXEMPT FROM ANY INCREASES IN THEIR UNEMPLOYMENT TAX RATES RESULTING FROM SUCH CLAIM IF THE CLAIMANT WOULD NOT HAVE A VALID CLAIM AGAINST THE PREVIOUS EMPLOYER IF SUCH CLAIM HAD BEEN FILED AT THE TIME SUCH CLAIMANT TERMINATED EMPLOYMENT WITH SUCH PREVIOUS EMPLOYEES.*

S 2. This act shall take effect immediately.

EXPLANATION--Matter in *ITALICS (underscored)* is new; matter in brackets [ ] is old law to be omitted.

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