

March 3, 1980

LB 798

the page, LB 798. Turn over the next page, 798.

CLERK: Mr. President, LB 798 was introduced by the Business and Labor Committee and signed by the members. (Read title.) The bill was read on January 16 of this year, referred to the Business and Labor Committee for public hearing. It was advanced to General File. There are committee amendments by Senator Maresh's Business and Labor Committee.

SPEAKER MARVEL: Senator Maresh.

SENATOR MARESH: Mr. Speaker, the committee amendments... they limit the offset against future benefits to the current benefit year or any benefit year beginning within one year after the end of the current benefit year. This would change the bill, the way it is written. It said it was open for any future benefit years. What the committee does is reinstate some of the old language that the present law has and which limits those offsets for unemployment insurance which were given to people that got them by mistake would be...either...presently it has to be fraud and the bill removes the language of the fraud and any mistake that is made by the department, allows the department to collect these erroneous benefits. What we are doing with the committee amendments, we say that they shall be limited only for the current year or a year that begins within one year at the end of the current year. It reinstates the language about if a person that receives these benefits would, if we demand that they be recouped and if it would defeat the purpose of the unemployment act or it would be against equity and good conscience which is the present language in the unemployment compensation law. So what we are doing, we are reinstating some of the old language and what the bill now does with the amendment is says that anytime a person receives unemployment compensation either by fraud or by mistake of the department, they shall be recouped. I will answer any questions on this bill. I move that the committee amendments be adopted.

SPEAKER MARVEL: Okay, there is an amendment to the committee amendments.

CLERK: Mr. President, Senator Johnson moves to amend the committee amendments and that can be found on page 701 of the Journal.

SPEAKER MARVEL: Senator Johnson.

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