

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

5
6 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING TIMELY PROVISION BY EMPLOYERS OF CERTAIN
7 INFORMATION FOR UNEMPLOYMENT INSURANCE BENEFIT CLAIMS; AUTHORIZING THE DEPARTMENT
8 OF LABOR AND INDUSTRY TO TAKE ACTIONS FOR NONCOMPLIANCE; PROVIDING RULEMAKING
9 AUTHORITY; AND PROVIDING A DELAYED EFFECTIVE DATE."

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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13 **NEW SECTION. Section 1. Employer's duty to provide claim information -- effect of failure to**
14 **provide information -- rules.** (1) An employer or employer's representative has a duty to provide in a timely
15 manner all wage, employment, and separation information regarding a claim for benefits by completing all forms
16 and reports requested by the department and by returning that information to the department within the time
17 provided by law or by rule.

18 (2) If, without good cause, an employer or employer's representative fails to furnish the information
19 required in subsection (1) in a timely manner, the department may determine that the employer:

- 20 (a) has relinquished the employer's rights with respect to the claim;
- 21 (b) has relinquished the employer's right to be an interested party with respect to the claim;
- 22 (c) is liable for benefits paid on the claim; and
- 23 (d) is subject to the provisions of 39-51-3204.

24 (3) The department may adopt rules to implement this section.

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26 **NEW SECTION. Section 2. Notification to tribal governments.** The secretary of state shall send a
27 copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell
28 Chippewa tribe.

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30 **NEW SECTION. Section 3. Codification instruction.** [Section 1] is intended to be codified as an

1 integral part of Title 39, chapter 51, part 6, and the provisions of Title 39, chapter 51, part 6, apply to [section 1].

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3 NEW SECTION. **Section 4. Effective date.** [This act] is effective January 1, 2012.

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