



## Economic Affairs Interim Committee

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### 63rd Montana Legislature

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PATRICIA MURDO, Lead Staff  
BART CAMPBELL, Staff Attorney

Oct. 9, 2013

**TO: Economic Affairs Committee**  
**FROM: Bart Campbell**  
**RE: Rule Review**

#### Dept. of Commerce

- Amending one rule pertaining to the administration of the Federal Community Development Block program in order to conform with federal regulations on implementing the program

#### Dept. of Labor and Industry

- Proposes to adopt two rules, repeal one rule, and amend ten rules pertaining to unemployment insurance. Proposing a new rule and amending several rules pertaining to the employer's loss of interested party status enabling the employer to participate in the adjudication of a claim if the employer fails to respond to the department's questions regarding the circumstances surrounding an employee's separation from employment. The rule is in response to legislation adopted by the 2013 Legislature. The second new rule is in response to 2013 legislation and is to avoid confusion regarding the circumstances in which the department will assign the costs of benefits paid to the unemployment insurance tax fund rather than charge the employer's experience rating account. Proposing to limit the number of subpoenas a party can freely request, requiring claimants to update contact information within 3 days of changes, clarifying that after 13 weeks suitable employment is employment that pays 75% of the claimant's earnings, clarifying the definition of "separation", and repealing the rule pertaining to specific acts of misconduct because SB 127 adopted in 2013 contains almost verbatim in the statute the language that was in the rule.
- Proposing to amend two rules and adopt three new rules in response to HB 464 of the 2013 session that made changes to prevailing wage rates and the number of districts for public works projects.