

ASSEMBLY LABOR COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1316

STATE OF NEW JERSEY

DATED: JUNE 9, 2022

The Assembly Labor Committee reports favorably Assembly Bill No. 1316.

This bill permits an employee to receive unemployment benefits if the employee leaves employment upon receipt of an offer of employment from another employer, but the offer is rescinded through no fault of the employee. The bill also, for purposes of benefit eligibility, increases the maximum time period between when the employee leaves work and when the subsequent work is scheduled to commence from seven days to 10 days.

This bill would codify into statute the holdings of the court in *McClain v. Bd. of Review, Dep't of Labor*, 237 N.J. 445 (2019). In that case, the court held that an employee who leaves one job to take another job, but, through no fault of the employee, has the offer of employment rescinded before the employment begins, is entitled to unemployment benefits.

This bill was pre-filed for introduction in the 2022-2023 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.