

HOUSE BILL NO. HB0139

Unemployment compensation protests-time limit.

Sponsored by: Representative(s) Petroff, Burkhart, Clem,
Larsen and Northrup and Senator(s) Anderson,
J.L. (SD28) and Emerich

A BILL

for

1 AN ACT relating to unemployment compensation; increasing
2 the time limit for review and redetermination of benefit
3 claims as specified; and providing for an effective date.

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5 *Be It Enacted by the Legislature of the State of Wyoming:*

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7 **Section 1.** W.S. 27-3-402(a) and (e),
8 27-3-404(a) (intro) and 27-3-506(d) are amended to read:

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10 **27-3-402. Determination; generally; referral to**
11 **special examiner; redetermination; notice; appeal.**

12

13 (a) Determination of a claim filed pursuant to W.S.
14 27-3-401(a) shall be made promptly by a deputy designated
15 by the department. If a claim is denied, the determination

1 shall state the reasons for denial. Except as provided by
2 subsection (c) of this section, a determination is final
3 unless a party entitled to notice applies for
4 redetermination or appeals the determination within ~~fifteen~~
5 ~~(15)~~ twenty-eight (28) days after notice is mailed to his
6 last known address of record.

7
8 (e) The claimant or any other party entitled to
9 notice of a determination may appeal the determination to
10 an appeal tribunal. The appeal shall be filed with the
11 tribunal within ~~fifteen (15)~~ twenty-eight (28) days after
12 notice is mailed to the last known address of record of the
13 interested party.

14
15 **27-3-404. Determination; review by commission;**
16 **disposition; notice; reconsideration.**

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18 (a) The commission may within ~~fifteen (15)~~ twenty-
19 eight (28) days after notice is mailed or delivered:

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21 **27-3-506. Notice of rates and charges; relief, review**
22 **or redetermination.**

23

1 (d) An employer may apply to the department for
2 review of a decision or determination involving
3 contribution liability, contribution rates or the charging
4 of benefit payments under W.S. 27-3-509. The application
5 shall be in writing and shall state the reasons for review.
6 The department, on behalf of the commission, shall notify
7 the employer of its acceptance or denial of the application
8 for review or of a redetermination by the commission. If
9 the commission grants review, the employer shall be given
10 opportunity for hearing in accordance with W.S. 27-3-401
11 through 27-3-409 to the extent not inconsistent with this
12 article. An employer in any proceeding involving
13 contribution rates or liability may not contest benefits
14 paid and charged to his account in accordance with a
15 determination, redetermination or decision pursuant to W.S.
16 27-3-401 through 27-3-409 unless he was not a party to the
17 proceeding. A denial or redetermination is final unless
18 within thirty (30) days after notice is mailed a petition
19 for judicial review is filed in accordance with W.S.
20 27-3-407.
21

1 **Section 2.** This act is effective July 1, 2015.

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(END)