

Bill No. SB 2502

Amendment No. ____ Barcode 743596

CHAMBER ACTION

Senate

House

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Senator Wasserman Schultz moved the following amendment:

Senate Amendment (with title amendment)

On page 24, between lines 24 and 25,

insert:

Section 30. In order to implement Specific Appropriations 1992 - 1999A of the 2003-2004 General Appropriations Act, subsection (7) of section 443.036, Florida Statutes, is amended to read:

443.036 Definitions.--As used in this chapter, unless the context clearly requires otherwise:

(7) BASE PERIOD.--

(a) "Base period" means the first four of the last five completed calendar quarters immediately preceding the first day of an individual's benefit year.

(b) For the 2003-2004 fiscal year only, with respect to a benefit year commencing on or after October 1, 2003, if an individual is not monetarily eligible in his or her base period to qualify for benefits, the Agency for Workforce Innovation must designate his or her base period to be the

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1 alternative base period. As used in this paragraph, the term
2 "alternative base period" means the last four completed
3 calendar quarters immediately preceding the first day of an
4 individual's benefit year. Wages used in a base period to
5 establish a monetarily eligible benefit year may not be
6 applied to establish monetary eligibility in any succeeding
7 benefit year. If information regarding wages for the calendar
8 quarter or quarters immediately preceding the benefit year has
9 not been input into the agency's mainframe database from the
10 regular quarterly reports of wage information or is otherwise
11 unavailable, the Agency for Workforce Innovation shall request
12 such information from the employer. An employer must provide
13 the requested wage information within 10 days after receiving
14 a request from the Agency for Workforce Innovation. An
15 employer who fails to provide the requested wage information
16 within the required time is subject to the penalty for
17 delinquent reports in s. 443.141(1)(b). This paragraph expires
18 July 1, 2004.

19 (c) For the 2003-2004 fiscal year only, for monetary
20 determinations based upon the alternative base period under
21 paragraph (b), if the Agency for Workforce Innovation is
22 unable to access the wage information through its mainframe
23 database, the agency may base the determination of eligibility
24 for benefits on an affidavit submitted by the individual with
25 respect to wages for those calendar quarters. The individual
26 must furnish payroll information, if available, in support of
27 the affidavit. A determination of benefits based upon an
28 alternative base period shall be adjusted when the quarterly
29 report of wage information from the employer is received, if
30 that information causes a change in the determination. This
31 paragraph expires July 1, 2004.

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(Redesignate subsequent sections.)

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

On page 4, line 15, after the semicolon

insert:

amending s. 443.036, F.S.; providing a
definition and an application of an alternative
base period for unemployment compensation;
providing requirements and limitations;
requiring employers to respond to requests for
information by the Agency for Workforce
Innovation; providing a penalty for failure to
respond; providing for adjustments in
determinations of monetary eligibility;