

March 17, 2003

S 439. OMNIBUS ESC CHANGES. MAKING OMNIBUS CHANGES TO THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA. Amends GS 96-8(10a) to make clear that an “undue family hardship” arises when an individual is unable to accept work (rather than a particular shift) because the individual must care for a minor child legally in his or her custody, an elderly or disabled parent, or a disabled member of the individual’s immediate family. Provides that an employee’s separation from employment solely as the result of an undue family hardship will not be charged to the former employer’s account. Amends GS 96-9(d)(1)(c) to provide that nonprofit organizations granted or in reimbursement status will not be allowed a refund of any previous balances used in a transfer to reimbursement status. Adds new subdivision to GS 96-13(a), which provides that an unemployed individual shall not be disqualified for eligibility for unemployment compensation benefits solely on the basis that the individual is only available for part-time work. An individual restricting his or her eligibility to part-time work may be considered able and available to work if it is determined that (1) the claim for benefits is based on part time work, (2) the individual is actively seeking and is willing to accept work under the same conditions as existed while the reported wages were accrued, and (3) the individual imposes no other restriction and is in a labor market in which a reasonable demand exists for part-time service. Amends GS 96-14(1d) to provide that leaving work to accompany a spouse who has been reassigned from one military assignment to another shall be deemed good cause for leaving work.

Intro. by Clodfelter.

Ref. to Judiciary I	GS 96
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April 9, 2003

S 439. OMNIBUS ESC AMENDMENTS. Intro. 3/17/03. Senate committee substitute makes the following changes to 1st edition. Deletes proposed amendments to GS 96-8 and 96-14; those amendments would have deleted language that referred to inability to work a particular shift in the definition of undue family hardship. Rewrites proposed amendment to GS 96-14(1f) that deals with extent to which domestic violence can constitute good cause for leaving work, to clarify the situations in which this provision applies and to define the kinds of evidence that may be used to establish the presence of domestic violence.

May 28, 2003

S 439. OMNIBUS ESC CHANGES. Intro. 3/17/03. House committee substitute makes the following changes to 3rd edition. Makes technical changes only.