

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE BILL 894
PROPOSED COMMITTEE SUBSTITUTE S894-PCS15277-RG-30

Short Title: UI/School Teacher Related Amendments.

(Public)

Sponsors:

Referred to:

March 26, 2009

A BILL TO BE ENTITLED

AN ACT TO AMEND THE EMPLOYMENT SECURITY LAWS RELATING TO THE
DEFINITION OF SUBSTITUTE TEACHER AND OTHER SCHOOL-RELATED
POSITIONS IN DETERMINING ELIGIBILITY FOR UNEMPLOYMENT INSURANCE
BENEFITS AND RELATING TO DISQUALIFICATION FOR BENEFITS DUE TO
INABILITY TO OBTAIN A LICENSE OR CERTIFICATION NECESSARY FOR THE
PERFORMANCE OF AN INDIVIDUAL'S EMPLOYMENT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 96-8(6)k. is amended by adding the following new
sub-subdivisions to read:

- "21. Service performed by a substitute teacher or other substitute employee for a public, charter, or private school unless the individual was employed as a full-time permanent substitute. For the purposes of this sub-subdivision only, an individual is employed as a full-time substitute when employed to work on an indefinite basis no less than 30 hours per week.
22. Performance of extra duties for a public, charter, or private school. Such extra duties include coaching athletics, acting as a choral director, or such other similar activities."

SECTION 2. G.S. 96-8(10)e. is repealed.

SECTION 3. G.S. 96-14(2b) reads as rewritten:

"(2b) For the duration of his unemployment beginning with the first day of the first week during which or after the disqualifying act occurs with respect to which week an individual files a claim for benefits if it is determined by the Commission that the individual is, at the time such claim is filed, unemployed because the individual has been discharged from employment because a license, certificate, permit, bond, or surety that is necessary for the performance of ~~his~~ the individual's employment and that the individual is responsible to supply has been revoked, suspended, or otherwise lost to ~~him~~ the individual, or ~~his~~ the individual's ability to successfully apply or the individual's application therefor has been lost or denied for a cause that was within his power to control, guard against, or prevent. No showing of misconduct connected with the work or substantial fault connected with the



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1 work not rising to the level of misconduct shall be required in order for an
2 individual to be disqualified for benefits under this subdivision."

3 **SECTION 4.** This act is effective when it becomes law and applies to claims filed
4 on or after that date.