



Montana Department of
LABOR & INDUSTRY

Brian Boland, Chairperson
Bruce Campbell, Member
Bob Murdo, Member

Board Meeting Agenda, Wednesday, April 1st, 2020
Third Floor Conference Room, Walt Sullivan Building
1315 East Lockey, Helena, Montana

Important Note: Due to the safety measures adopted by the Department of Labor & Industry in response to the COVID-19 pandemic, these reviews will be held remotely/via teleconference only.

8:30 A.M.

Call to order-
Staff attorney's comments-
Public comments-
Approval of Minutes-

SCHEDULED REVIEWS

Between 8:30 A.M. To 9:00 A.M.

Case # 786-2020

ISSUE: Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

Between 9:00 A.M. to 10:00 A.M.

Case # 748-2020

ISSUE #1: Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (24 days late to the Unemployment Insurance Appeals Board).

ISSUE #2: Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (13 days late to the Office of Administrative Hearings).

ISSUE #3: Whether the redetermination request was timely filed or whether the appellant had good cause to delay filing the request as provided in *Montana Code Annotated* § 39-51-2402(3) (593 days late to the Redetermination).

Case # 760-2020

ISSUE # 1: Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (8 days late to the Unemployment Insurance Appeals Board).

ISSUE # 2: Whether the claimant is available for work, able to work, and seeking work, and therefore is eligible to receive benefits within the meaning of the law, as provided in *Montana Code Annotated* § 39-51-2104 and *Administrative Rules of Montana* 24.1.1.452A.

Case # 782-2020

ISSUE: Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

Between 10:00 A.M. to 11:00 A.M.

Case # 835-2020

ISSUE: Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

Case # 815-2020

ISSUE: Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

Case # 768-2020

ISSUE #1: Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (21 days late to the Unemployment Insurance Appeals Board).

ISSUE #2: Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (2 days late to the Office of Administrative Hearings).

ISSUE #3: Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

Between 11:00 A.M. to 12:00 P.M.

Case # 851-2020

ISSUE: Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

Case # 852-2020

ISSUE: Whether the claimant knowingly made a false statement or knowingly failed to disclose material facts in order to obtain or increase benefits and is therefore subject to a penalty under *Montana Code Annotated* § 39-51-3201.

Case # 897-2020

ISSUE: Whether the claimant is ineligible to receive benefits because of a failure to provide information requested by the department and necessary to determine the eligibility of the claim, in accordance with *Montana Code Annotated* § 39-51-2104 and *Administrative Rules of Montana* 24.11.452A.

Between 12:00 P.M. to 1:00 P.M.

Case # 871-2020

ISSUE: Whether the claimant timely reactivated the claim, as provided in *Administrative Rules Montana* 24.11.445(2), or had good cause to backdate the reactivated claim.

Case # 895-2020

ISSUE: Whether the claimant has shown good cause to delay filing her bi-weekly claim information as provided in *Administrative Rules of Montana* 24.11.443.

Case # 896-2020

ISSUE: Whether the claimant has shown good cause to backdate the claim as provided in *Montana Code Annotated* § 39-51-2104(1)(a) and *Administrative Rules of Montana* 24.11.441(5).

Between 1:00 P.M. to 2:00 P.M.

Case # 866-2020

ISSUE #1: Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (2 days late to the Redetermination).

ISSUE #2: Whether the claimant knowingly made a false statement or knowingly failed to disclose material facts to obtain or increase benefits and is therefore subject to a penalty under *Montana Code Annotated* § 39-51-3201.

Case # 867-2020

ISSUE #1: Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (2 days late to the Redetermination).

ISSUE #2: Whether the claimant knowingly made a false statement or knowingly failed to disclose material facts to obtain or increase benefits and is therefore subject to a penalty under *Montana Code Annotated* § 39-51-3201.

Case # 908-2020

ISSUE: Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).