

Montana Code Annotated, Section 39-51-2306 DISQUALIFICATION BECAUSE OF RECEIPT OF CERTAIN OTHER WAGES, COMPENSATION, OR BENEFITS

States

- (1) An individual is disqualified for benefits for any week with respect to which the individual receives payment in the form of:
 - (a) compensation for disability under the Workers' Compensation Law or the Occupational Disease Law of this or any other state or under a similar law of the United States. However, when an injured claimant ceases to draw compensation benefits and returns to the labor market, the claimant is entitled to receive unemployment compensation benefits under this chapter if the claimant is otherwise qualified. Compensation received as a payment for a permanent partial disability may not be computed to be spread over a period of weeks in advance so as to bar the recipient from receiving unemployment compensation benefits under this chapter, if the recipient has returned to the labor market and is otherwise qualified.

“In accordance with the law, the claimant is required to inform the Unemployment Insurance department of their receipt of Work Comp because of wage loss benefits, including disfigurement and rehabilitation benefits for a week, or any portion of a week that he/she has filed for Unemployment Insurance benefits. Benefits creating the ineligibility are referred to as Temp Total, Temp Partial, Permanent Total, Disfigurement and Rehab. It does not matter how paid – whether it's as a lump sum, a settlement or monthly payment, the ineligibility is for the period of time the claimant is covered.

Information required by the department will include

- The employer's Insurance company - State Fund or private company?
- Claims Adjuster name if available.
- If private company, need address & phone #.
- Case Number or Accident Number.
- If not receiving benefits, has a claim for Workers' Compensation been filed?
- Date of injury
- Type of Work Comp receiving
- Who working for at time of injury & which employer

This information will then be verified by the Work Comp adjuster assigned to your case.”