

BEFORE THE DEPARTMENT OF LABOR AND INDUSTRY
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF AMENDMENT AND
ARM 24.11.2205 and 24.11.2711,) ADOPTION
and the adoption of NEW RULE I,)
pertaining to unemployment)
insurance contributions)

TO: All Concerned Persons

1. On October 19, 2018, the Department of Labor and Industry published MAR Notice No. 24-11-341 regarding the public hearing on the proposed amendment and adoption of the above-stated rules, at page 2005 of the 2018 Montana Administrative Register, Issue No. 20.

2. On November 9, 2018, a public hearing was held on the proposed amendment and adoption of the above-stated rules in Helena. Written comments were received by the November 16, 2018 deadline.

3. The department has thoroughly considered the comments received. A summary of the comments and the department's responses are as follows:

Comment 1: A commenter asked if the proposed amendments to ARM 24.11.2711 to require employers of 20 or more employees to report wages electronically have been approved, and what is or will be the effective date of the amendments.

Response 1: ARM 24.11.2711 is being amended with this notice and is effective January 1, 2019. It applies to quarterly reports for all quarters starting with the report for the first quarter of 2019.

Comment 2: A commenter asked if the electronic version of quarterly reports can only be sent to the department via the Internet or via a file upload, or whether the department will accept CD and e-mail submission.

Response 2: The department will accept reports filed via Montana's UI eServices for Employers web portal. This includes direct entry into the site and/or a file upload. File formats accepted for upload into eServices include CSV, Excel, ICESA, and FSET. In addition, the department offers a web service (server-to-server) transmission of ICESA and FSET files. The department will also accept reports via secure e-mail if the file is properly formatted. Due to security concerns, the department is no longer accepting CD or other portable storages devices.

For more specifics on the file layouts and formats that will be accepted, here is a link to the department's current e-Filing Handbook for unemployment insurance employer reports:

<http://uid.dli.mt.gov/Portals/55/Documents/Contributions-Bureau/dli-uid-ui009.pdf>.

Comment 3: A commenter asked about the status of the proposed amendment of ARM 24.11.2205 and 24.11.2711, and the proposed adoption of New Rule I.

Response 3: The proposed amendments and new rule are being adopted as proposed. The amendments and the new rule are effective January 1, 2019.

4. The department has amended ARM 24.11.2205 and 24.11.2711 as proposed.

5. The department has adopted New Rule I (24.11.2411) as proposed.

6. The amendments and the new rule are effective January 1, 2019.

/s/ Mark Cadwallader
Mark Cadwallader
Rule Reviewer

/s/ Galen Hollenbaugh
Galen Hollenbaugh
Commissioner
Department of Labor and Industry

Certified to the Secretary of State December 11, 2018.