



Laura Fix, Chairperson
Ruthanne Hansen, Member
Chris Gallus, Member

Board Meeting Agenda, Tuesday June 1, 2021

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.

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<https://zoom.us/j/92365772071?pwd=TUw3TEN2b3JsSFdXNTI0UVpYVHZZZz09>

Meeting ID: 923 6577 2071

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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 # 1076-2021

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 # 1335-2021

ISSUE: Whether the claimant is disqualified to receive benefits due to a failure to apply for or accept suitable work without good cause, as provided in Montana Code Annotated § 39-51-2304.

Case # 1351-2021

ISSUE 1: Whether the appeal was timely filed or whether the appellant has good cause to delay filing the appeal as provided in Montana Code Annotated § 39-51-2402(3). (14 days late to OAH).

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 Montana 24.11.452A.

Case # 1383-2021

ISSUE 1: Whether the request for redetermination was timely filed or whether the appellant had good cause to delay filing the request for redetermination as provided in Montana Code Annotated § 39-51-2402 (3).

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

Case # 1394-2022

ISSUE: Whether the claimant is qualified to receive Pandemic Unemployment Assistance (PUA) benefits under Section 2102 of the CARES Act of 2020, Public Law 116-136.

Case # 1409-2021

ISSUE: Whether the claimant is disqualified to receive benefits due to a failure to apply for or accept suitable work without good cause, as provided in Montana Code Annotated § 39-51-2304

Case # 1399-2021

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 § 39-51-2403. (1 day late to UIAB).

ISSUE 2: 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.

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

Case # 1260-2021

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 # 1261-2021

ISSUE 1: 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 # 1259-2021

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

Case # 1370-2021

ISSUE 1: Whether good cause exists for the UIAB to accept new evidence, under Administrative Rules Montana 24.7.312(2).

ISSUE 2: 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 # 1179-2022

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 # 1403-2021

ISSUE 1: Whether the appeal was timely filed or whether the appellant has good cause to delay filing the appeal as provided in Montana Code Annotated § 39-51-2402(3). (48 days late to OAH).

ISSUE 2: 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 2:00 P.M. to 3:00 P.M.

Case # 703-2021

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 § 39-51-2403. (12 days late to UIAB).

ISSUE 2: 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 # 1381-2021

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 # 1379-2021

ISSUE: Whether the claimant is qualified to receive benefits under the CARES Act PEUC provision, Pub. L. No. 116-136, 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 3:00 P.M. to 4:00 P.M.

Case # 1316-2021

ISSUE 1: Whether good cause exists for the UIAB to accept new evidence, under Administrative Rules Montana 24.7.312(2).

ISSUE 2: Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in Montana Code Annotated § 39-51-2403. (4 days late to UIAB).

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).

Case # 1444-2021

ISSUE: Whether the claimant is qualified to receive benefits under the CARES Act PEUC provision, Pub. L. No. 116-136, 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 # 1419-2021

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 4:00 P.M. to 5:00 P.M.

Case # 1469-2021

ISSUE 1: Whether good cause exists for the UIAB to accept new evidence, under Administrative Rules Montana 24.7.312(2).

ISSUE 2: Whether the claimant is qualified to receive benefits under the CARES Act PEUC provision, Pub. L. No. 116-136, 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 # 1391-2021

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 § 39-51-2403. (1 day late to UIAB).

ISSUE 2: 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 # 1455-2021

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).