



Montana Department of LABOR & INDUSTRY

Laura Fix, Chairperson
Vicki Caissey, Member
Derek Oestreicher, Member

Board Meeting Agenda, Wednesday December 3, 2025

Important Note: The Board has discretion to conduct its review in person or remotely pursuant to Administrative Rules Montana 24.7.305(2) and has chosen to hold these reviews remotely/via teleconference only.

This meeting is being recorded. Pursuant to *Montana Code Annotated* 2-3-212(1), this is the official audio recording of the Unemployment Insurance Appeal Board Meeting for December 3, 2025 and is the official record of the meeting. As Administrative Assistant to the Board, I keep the meeting minutes, which are open and available to the public by inspection.

[Join Zoom Meeting by telephone](https://us06web.zoom.us/j/87975698112?pwd=6F7oDXUbSRALYTqShbD3ckKxgY6iCL.1)

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Meeting ID: 879 7569 8112

Passcode: HEKT62

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8:15 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 # 00758-2025

ISSUE: Whether the Hearing Officer erred in determining that the Appellant untimely appealed and did not show good cause to extend the 10-day filing deadline pursuant to *Montana Code Annotated* 39-51-2402(3) (16 days late to OAH).

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

Case # 00341-2026

ISSUE: Whether the Hearing Officer erred in determining that the claimant was unavailable for work and therefore ineligible from receiving benefits under *Montana Code Annotated* § 39-51-2104 during the period between June 22, 2025, and October 24, 2025, but is eligible to receive benefits beginning October 25, 2025 unless otherwise disqualified.

Case # 00318-2026

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive unemployment insurance benefits based upon the separation from employment, i.e. leaving work without good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* § 39-51-2302 and Administrative Rules Montana 24.40.615.

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

Case # 00328-2026

ISSUE: Whether the Hearing Officer erred in determining that the claimant did not demonstrate shown good cause to backdate the claim as provided in *Montana Code Annotated* § 39-51-2104(1)(a) and Administrative Rules Montana 24.40.803.

Case # 00282-2026

ISSUE: Whether the Hearing Officer erred in determining that the Appellant was not laid off as defined by Administrative Rules Montana 24.40.101(30) and (40) but instead is disqualified to receive benefits based upon the separation from employment, i.e. leaving work without good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* 39-51-2302 and Administrative Rules Montana 24.40.615.

Case # 00226-2026

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive unemployment insurance benefits based upon the separation from employment, i.e. leaving work without good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* § 39-51-2302 and Administrative Rules Montana 24.40.615.

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

Case # 00914-2025

ISSUE 1: Whether the Appellant showed good cause to extend the 10-day appeal deadline pursuant to *Montana Code Annotated* § 39-51-2403 and Administrative Rules Montana 24.40.101(14) (106 days late to UIAB).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. left work without good cause attributable to the employment, pursuant to *Montana Code Annotated* § 39-51-2303 and Administrative Rules Montana 24.40.615.

Case # 00251-2026

ISSUE 1: Whether the Appellant showed good cause to extend the 10-day appeal deadline pursuant to *Montana Code Annotated* § 39-51-2403 and Administrative Rules Montana 24.40.101(14) (1 day late to UIAB).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant is qualified to receive unemployment insurance benefits based upon the separation from employment, i.e. leaving work with good cause attributable to the claimant's employment, pursuant to *Montana Code Annotated* § 39-51-2302 and Administrative Rules Montana 24.40.615.