



Montana Department of
LABOR & INDUSTRY

Laura Fix, Chairperson
Jenny Iverson, Member
Derek Oestreicher, Member

Board Meeting Agenda, Wednesday March 1, 2023

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://us06web.zoom.us/j/89008504475?pwd=L3lid3J2dXN6U2dNb1IxOC92K2wvZz09>

Meeting ID: 890 0850 4475

Passcode: Mt9WDg

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+1 360 209 5623 US

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+1 646 931 3860 US

+1 689 278 1000 US

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Find your local number: <https://us06web.zoom.us/j/ky3RGyJP1>

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 # 565-2023

ISSUE: 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.

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

Case # 472-2023 - SEALED

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. (2 days late to UIAB).

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 # 519-2023

ISSUE: 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). (66 days late Rede).

Case # 518-2023

ISSUE: Whether the claimant performed sufficient services for remuneration following a claim for benefits in a prior year to receive benefits in a second year under *Montana Code Annotated* § 39-51-2107.

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

Case # 471-2023

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 # 561-2023

ISSUE 1: Whether there was good cause 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).