



Montana Department of
LABOR & INDUSTRY

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

Board Meeting Agenda, Wednesday May 6, 2026

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 May 6, 2026 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.

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Meeting ID: 845 7344 4044

Passcode: ky4HM5

One tap mobile

+13462487799,,84573444044#,,,,*453647# US (Houston)

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Passcode: 453647

Join instructions

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8:15 A.M. – Board Discussion regarding submission of Written argument and Statements.

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 # 00878-2026

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

Case # 1076-2026

ISSUE: Whether the Hearing Officer erred in determining whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3).

Case # 1060-2026 - SEALED

ISSUE: Whether the Hearing Officer erred in determining that the claimant was not available or able to work and was therefore ineligible to receive benefits as provided in *Montana Code Annotated* § 39-51-2104(1)(b) during the period of January 18, 2026 through March 21, 2026.

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

Case # 1051-2026 - SEALED

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not eligible for benefits during an approved leave of absence as provided in *Montana Code Annotated* § 39-51-2112 and Administrative Rules Montana 24.40.101(21).

Case # 1059-2026

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.

Case # 1061-2026

ISSUE: Whether the Hearing Officer erred in determining whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3).

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

Case # 00976-2026

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.

Case # 00844-2026

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). (23 days late to appeal to UIAB).

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

Case # 00961-2026

ISSUE 1: Whether new evidence submitted by the Appellant meets the requirements of Administrative Rules Montana 24.7.306(3) and the Board should admit it into the record, or if the new evidence includes written argument which meets the requirements of Administrative Rules Montana 24.7.304(3), the written argument should be admitted under 24.7.306(1).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant is not disqualified to receive benefits based upon the employer's inability to establish the discharge was due to misconduct as defined under *Montana Code Annotated* § 39-51-201(19) and pursuant to *Montana Code Annotated* § 39-51-2303.

Case # 1107-2026

ISSUE: Whether the Hearing Officer erred in determining whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3).

Case # 1007-2026

ISSUE: Whether the Hearing Officer erred in determining that the claimant is not qualified to receive benefits based upon the separation from employment, i.e. discharged for misconduct, pursuant to *Montana Code Annotated* §§ 39-51-201(19) and 39-51-2303.

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

Case # 00991-2026 - SEALED

ISSUE 1: Whether new evidence submitted by the Appellant meets the requirements of Administrative Rules Montana 24.7.306(3) and the Board should admit it into the record, or if the new evidence includes written argument which meets the requirements of Administrative Rules Montana 24.7.304(3), the written argument should be admitted under 24.7.306(1).

ISSUE 2: 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.

Case # 00892-2026

ISSUE 1: Whether new evidence submitted by the Appellant meets the requirements of Administrative Rules Montana 24.7.306(3) and the Board should admit it into the record, or if the new evidence includes written argument which meets the requirements of Administrative Rules Montana 24.7.304(3), the written argument should be admitted under 24.7.306(1).

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. discharged for misconduct, pursuant to *Montana Code Annotated* §§ 39-51-201(19) and 39-51-2303.