



Montana Department of LABOR & INDUSTRY

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

Board Meeting Agenda, Wednesday November 5, 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 November 5, 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.

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Meeting ID: 847 3387 8559

Passcode: w10vVr

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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 # 00119-2026

ISSUE: Whether the Hearing Officer erred in determining that Appellant is not eligible to use the alternate base period defined under *Montana Code Annotated* § 39-51-201(2).

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

Case # 00141-2026

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.

Case # 00225-2026

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 # 00101-2026

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 # 00174-2026

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.

Case # 00117-2026

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) (3 days late to UIAB).

ISSUE 2: Whether the Hearing Officer erred in determining that the claimant is qualified 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.

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

Case # 00196-2026

ISSUE: Whether the Hearing Officer erred in determining that the claimant may not obtain benefits during a period between academic terms based on services provided to an educational institution with reasonable assurance of providing similar services in a subsequent academic year, as provided in *Montana Code Annotated* § 39-51-2108 and Administrative Rules Montana 24.40.915.

Case # 00204-2026

ISSUE: Whether the Hearing Officer erred in determining that the claimant may not obtain benefits during a period between academic terms based on services provided to an educational institution with reasonable assurance of providing similar services in a subsequent academic year, as provided in *Montana Code Annotated* § 39-51-2108 and Administrative Rules Montana 24.40.915.

Case # 00232-2026

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). (49 days late to OAH).