

**SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION**

S.F. No. 1044

(SENATE AUTHORS: RARICK)

DATE
02/15/2021

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OFFICIAL STATUS
Introduction and first reading
Referred to Jobs and Economic Growth Finance and Policy

1.1 A bill for an act
1.2 relating to unemployment; modifying eligibility for secondary students; amending
1.3 Minnesota Statutes 2020, sections 268.085, subdivision 2; 268.133.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2020, section 268.085, subdivision 2, is amended to read:

1.6 Subd. 2. **Not eligible.** An applicant is ineligible for unemployment benefits for any week:

1.7 (1) that occurs before the effective date of a benefit account;

1.8 (2) that the applicant, at any time during the week, has an outstanding misrepresentation
1.9 overpayment balance under section 268.18, subdivision 2, including any penalties and
1.10 interest;

1.11 ~~(3) that occurs in a period when the applicant is a student in attendance at, or on vacation~~
1.12 ~~from a secondary school including the period between academic years or terms;~~

1.13 ~~(4)~~ (3) that the applicant is incarcerated or performing court-ordered community service.
1.14 The applicant's weekly unemployment benefit amount is reduced by one-fifth for each day
1.15 the applicant is incarcerated or performing court-ordered community service;

1.16 ~~(5)~~ (4) that the applicant fails or refuses to provide information on an issue of ineligibility
1.17 required under section 268.101;

1.18 ~~(6)~~ (5) that the applicant is performing services 32 hours or more, in employment, covered
1.19 employment, noncovered employment, volunteer work, or self-employment regardless of
1.20 the amount of any earnings; or

2.1 ~~(7)~~ (6) with respect to which the applicant has filed an application for unemployment
2.2 benefits under any federal law or the law of any other state. If the appropriate agency finally
2.3 determines that the applicant is not entitled to establish a benefit account under federal law
2.4 or the law of any other state, this clause does not apply.

2.5 **EFFECTIVE DATE.** This section is effective August 1, 2021.

2.6 Sec. 2. Minnesota Statutes 2020, section 268.133, is amended to read:

2.7 **268.133 UNEMPLOYMENT BENEFITS WHILE IN ENTREPRENEURIAL**
2.8 **TRAINING.**

2.9 Unemployment benefits are available to dislocated workers participating in the converting
2.10 layoffs into Minnesota businesses (CLIMB) program under section 116L.17, subdivision
2.11 11. Applicants participating in CLIMB are considered in reemployment assistance training
2.12 under section 268.035, subdivision 21c. All requirements under section 268.069, subdivision
2.13 1, must be met, except the commissioner may waive:

2.14 (1) the deductible earnings provisions in section 268.085, subdivision 5; and

2.15 (2) the 32 hours of work limitation in section 268.085, subdivision 2, clause ~~(6)~~ (5). A
2.16 maximum of 500 applicants may receive a waiver at any given time.

2.17 **EFFECTIVE DATE.** This section is effective August 1, 2021.