

## Session 119 - (2011-2012)

**H 4198 General Bill, By Bingham, Cooper, White, Cobb-Hunter, Ott, Whipper, Erickson and Bowers**

**Similar (S 0478, H 3286, H 3762)**

**Summary:** Unemployment compensation

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 41-31-35 SO AS TO PROVIDE THAT FOR PURPOSES OF UNEMPLOYMENT COMPENSATION BENEFIT CONTRIBUTIONS REQUIRED OF EMPLOYERS, IF AN EMPLOYER HAS A POSITIVE FUND BALANCE FOR A PERIOD OF AT LEAST ONE YEAR IN ITS ACCOUNT, IT MAY NOT BE CLASSIFIED IN RATE CLASS 13 OR HIGHER AND TO PROVIDE THAT ALL NEW EMPLOYERS FOR PURPOSES OF UNEMPLOYMENT COMPENSATION BENEFIT CONTRIBUTIONS REQUIRED OF EMPLOYERS MUST BE CLASSIFIED IN RATE CLASS 12; BY ADDING SECTION 41-31-36 SO AS TO PROVIDE THAT NO NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM CODE 5613 EMPLOYER BASE RATE MAY BE LESS THAN THE RATE APPLICABLE FOR RATE CLASS THIRTEEN UNTIL THERE HAVE BEEN TWELVE CONSECUTIVE MONTHS OF COVERAGE AFTER FIRST BECOMING LIABLE FOR CONTRIBUTIONS; BY ADDING SECTION 41-31-41 SO AS TO PROVIDE THAT FOR CALENDAR YEARS 2011 AND 2012, RETROACTIVE TO JANUARY 2011, THE STATE SHALL REDUCE STATE UNEMPLOYMENT TAX BASE RATES FOR EMPLOYERS IN TIERS 13 THROUGH 20 BY A SPECIFIED PERCENT, TO PROVIDE THE METHOD TO BE USED TO FUND SUCH REDUCTIONS, AND TO ALSO PROVIDE FOR THE PREMIUMS TO BE PAID BY EMPLOYERS IN TIERS 1 THROUGH 12 FOR CALENDAR YEARS 2011 AND 2012; TO AMEND SECTION 41-31-45, RELATING TO ESTIMATES OF THE INCOME NECESSARY TO PAY UNEMPLOYMENT COMPENSATION BENEFITS DURING A CALENDAR YEAR WHEN THE STATE UNEMPLOYMENT INSURANCE TRUST FUND IS IN DEBT STATUS, SO AS TO PROVIDE THE MANNER IN WHICH SUCH ESTIMATES ARE DETERMINED FOR CALENDAR YEARS 2011 AND 2012, AND TO REVISE THE MANNER IN WHICH SUCH ESTIMATES ARE DETERMINED BEGINNING IN JANUARY 2013 AND THEREAFTER WHILE THE TRUST FUND IS IN DEBT STATUS; TO AMEND SECTION 41-31-50, RELATING TO THE MANNER IN WHICH EMPLOYER RATE COMPUTATIONS ARE DETERMINED, SO AS TO PROVIDE FOR THE DETERMINATION OF THE RATES NEEDED TO PAY BENEFITS FOR CALENDAR YEARS 2011 AND 2012, RETROACTIVE TO JANUARY 2011, NOT INCLUDING THE ACHIEVEMENT OF SOLVENCY TARGETS, TO FURTHER PROVIDE FOR THE DETERMINATION OF THE RATES NEEDED TO PAY BENEFITS AND ACHIEVE SOLVENCY TARGETS BEGINNING IN JANUARY 2013, AND TO PROVIDE FOR THE MANNER IN WHICH THE RATE FOR CLASS TWENTY MUST BE SET; BY ADDING SECTION 41-31-52 SO AS TO PROVIDE FOR THE MANNER IN WHICH BENEFITS FOR SEASONAL WORKERS SHALL BE DETERMINED, CALCULATED, AND PAID; TO AMEND SECTION 41-31-55, RELATING TO ADDITIONAL SURCHARGES WHEN THE STATE UNEMPLOYMENT INSURANCE TRUST FUND IS INSOLVENT, SO AS TO PROVIDE FOR WHAT PROVISIONS OF LAW THE STATE SHALL FOLLOW TO SET RATES FOR CLASS TWENTY BEGINNING IN JANUARY 2013 AND TO PROVIDE FOR CERTAIN CREDITS FOR EMPLOYERS IN TIERS 1 THROUGH 12; AND BY ADDING SECTION 41-31-65 SO AS TO PROVIDE THAT THE DEPARTMENT SHALL ALLOCATE ALL CREDITS DUE TO ANY EMPLOYER THAT HAS PAID IN EXCESS OF THEIR BALANCE DUE BY JULY 31, 2011.

05/11/11	House	Introduced and read first time (House Journal-page 5)
05/11/11	House	Referred to Committee on Labor, Commerce and Industry (House Journal-page 5)
05/17/11	House	Recalled from Committee on Labor, Commerce and Industry (House Journal-page 24)
05/19/11	House	Member(s) request name added as sponsor: Whipper
05/19/11	House	Debate adjourned (House Journal-page 15)
05/24/11	House	Member(s) request name added as sponsor: Erickson
05/24/11	House	Debate adjourned
05/24/11	House	Debate adjourned (House Journal-page 13)
05/24/11	House	Debate interrupted (House Journal-page 27)
05/24/11	House	Debate adjourned (House Journal-page 46)
05/24/11	House	Requests for debate-Rep(s). Cobb-Hunter, JH Neal, Howard, Sellers, Williams, King, Sabb, Johnson, Cooper, Ott, JR Smith, Hardwick, Hixon, Bikas, Hiott, Skelton, Whipper, RL Brown, Anderson, Hosey, Clyburn, G Brown, Agnew, Mack, Sandifer, McCoy, Owens, Corbin, and Govan (House Journal-page 104)
05/24/11	House	Member(s) request name added as sponsor: Bowers
05/24/11	House	Amended (House Journal-page 118)
05/24/11	House	Read second time (House Journal-page 118)
05/24/11	House	Roll call Yeas-87 Nays-20 (House Journal-page 118)

05/25/11	House	Read third time and sent to Senate (House Journal-page 33)
05/25/11	House	Roll call Yeas-83 Nays-20 (House Journal-page 33)
05/26/11	Senate	Introduced and read first time (Senate Journal-page 15)
05/26/11	Senate	Referred to Committee on Labor, Commerce and Industry (Senate Journal-page 15)