

Senate Bill No. 332—Senator Porter

CHAPTER.....

AN ACT relating to unemployment compensation; requiring the administrator of the employment security division of the department of employment, training and rehabilitation to order that benefits for unemployment not be charged against the record for experience rating of an employer if the employer provides, within a certain period, evidence satisfactory to the administrator that the employee claiming the benefits left his employment voluntarily without good cause or was discharged for misconduct connected with his employment; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 612.551 is hereby amended to read as follows:

612.551 1. Except as otherwise provided in subsections 2 and 3, ~~{when}~~ **if** the division ~~{has determined}~~ **determines** that a claimant has earned 75 percent or more of his wages during his base period from one employer, it shall notify the employer of its determination and advise him that he has a right to protest the charging of benefits to his account pursuant to subsection 4 of NRS 612.550.

2. Benefits paid pursuant to an elected base period in accordance with NRS 612.344 must not be charged against the ~~{employer's}~~ record for experience rating ~~{}~~ **of the employer.**

3. If a claimant leaves an employer to take other employment and leaves or is discharged by the latter employer, benefits paid to him must not be charged against the record for experience rating of the former employer.

4. If the employer provides evidence within 10 working days after the notice required by subsection 1 was mailed which satisfies the administrator that the claimant:

(a) Left his employment voluntarily without good cause or was discharged for misconduct connected with his employment ~~{, the administrator may order that the benefits not be charged against the employer's record for experience rating.}~~ **;** **or**

(b) Was the spouse of an active member of the Armed Forces of the United States and left his employment because his spouse was transferred to a different location,

the administrator shall order that the benefits not be charged against the ~~{employer's}~~ record for experience rating ~~{}~~ **of the employer.**

5. The employer may appeal from the ruling of the administrator ~~{as}~~ **relating** to the cause of the termination of the ~~{claimant's}~~ employment **of the claimant** in the same manner as appeals may be taken from determinations relating to claims for benefits.

6. ~~{No}~~ A determination made pursuant to this section ~~{constitutes}~~  
*does not constitute* a basis for disqualifying a claimant to receive benefits.

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