

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE DRS15198-LR-77 (03/12)

Short Title: UI/School Teacher Related Amendments.

(Public)

Sponsors: Senator Hartsell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE EMPLOYMENT SECURITY LAWS RELATING TO THE
3 DEFINITION OF SUBSTITUTE TEACHER IN DETERMINING ELIGIBILITY FOR
4 UNEMPLOYMENT INSURANCE BENEFITS AND RELATING TO
5 DISQUALIFICATION FOR BENEFITS DUE TO INABILITY TO OBTAIN A LICENSE
6 OR CERTIFICATION NECESSARY FOR THE PERFORMANCE OF AN
7 INDIVIDUAL'S EMPLOYMENT.

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 96-8(6)k. is amended by adding a new sub-subdivision to read:

10 "21. Service performed by a substitute teacher or other substitute
11 employee for a public, charter, or private school unless the
12 individual was employed as a full-time permanent substitute.
13 For the purposes of this sub-subdivision only, an individual is
14 employed as a full-time substitute when employed to work on
15 an indefinite basis no less than 30 hours per week."

16 **SECTION 2.** G.S. 96-8(10)e. is repealed.

17 **SECTION 3.** G.S. 96-14(2b) reads as rewritten:

18 "(2b) For the duration of his unemployment beginning with the first day of the
19 first week during which or after the disqualifying act occurs with respect to
20 which week an individual files a claim for benefits if it is determined by the
21 Commission that the individual is, at the time such claim is filed,
22 unemployed because the individual has been discharged from employment
23 because a license, certificate, permit, bond, or surety that is necessary for the
24 performance of ~~his~~the individual's employment and that the individual is
25 responsible to supply has been revoked, suspended, or otherwise lost to
26 ~~him, the individual,~~ or histhe individual's ability to successfully apply or the
27 individual's application therefor has been lost or denied for a cause that was
28 within his power to control, guard against, or prevent. No showing of
29 misconduct connected with the work or substantial fault connected with the
30 work not rising to the level of misconduct shall be required in order for an
31 individual to be disqualified for benefits under this subdivision."

32 **SECTION 4.** This act is effective when it becomes law and applies to claims filed
33 on or after that date.

