

AMENDED IN ASSEMBLY APRIL 30, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 1932

Introduced by Assembly Member Horton

February 12, 2002

An act to amend Section 2707.5 of the Unemployment Insurance Code, relating to unemployment insurance.

LEGISLATIVE COUNSEL'S DIGEST

AB 1932, as amended, Horton. Unemployment insurance: disability benefit claims.

Existing unemployment insurance law allows the Employment Development Department for good cause to reconsider any determination with respect to a disability benefit claim prior to filing an appeal therefrom.

This bill would also allow the reconsideration ~~with 15~~ *within 45* days after an appeal to an administrative law judge is filed.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 2707.5 of the Unemployment Insurance
2 Code is amended to read:
3 2707.5. (a) The department may for good cause reconsider
4 any determination provided for in this article prior to the filing of
5 an appeal therefrom, or within ~~15~~ *45* days after an appeal to an
6 administrative law judge is filed. The department shall promptly

1 notify the claimant of any reconsidered determination, and the
2 claimant may appeal therefrom in the manner prescribed in
3 Section 2707.2. The director shall be an interested party to any
4 appeal.

5 (b) The department may for good cause reconsider any
6 computation or recomputation provided for in this article within
7 one year from the beginning date of the disability benefit period
8 to which the notice of computation or recomputation relates,
9 except that no recomputation may be considered with respect to
10 any issue considered or under consideration in an appeal taken
11 from a denial of recomputation. The department shall promptly
12 notify the claimant of the recomputation. The claimant may
13 protest the accuracy of the recomputation as prescribed in Section
14 2707.4.

