

Introduced by Senators Speier and Soto

February 19, 2004

An act to add Section 632.5 to the Unemployment Insurance Code, relating to unemployment compensation.

LEGISLATIVE COUNSEL'S DIGEST

SB 1439, as introduced, Speier. Unemployment compensation: excluded services: state retired annuitants.

Existing law provides for the payment of unemployment insurance and disability compensation to certain employees who become unemployed or disabled. For that purpose, existing law defines employment, but excludes certain services performed by individuals from that definition.

This bill would also exclude services performed for the state by persons retired under the Public Employees' Retirement System, for service or disability, who are serving without reinstatement from retirement or any loss or interruption of benefits provided by the Public Employees' Retirement System.

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 632.5 is added to the Unemployment
- 2 Insurance Code, to read:
- 3 632.5. "Employment" does not include services performed
- 4 for the state by a person who has been retired under the Public
- 5 Employees' Retirement System, for service or for disability, and
- 6 who is serving without reinstatement from retirement or loss or

1 interruption of benefits provided by the Public Employees'
2 Retirement System in accordance with Article 8 (commencing
3 with Section 21220) of Chapter 12 of Part 3 of Division 5 of Title
4 2 of the Government Code.

5 It is the intent of the Legislature that this section not affect any
6 unemployment insurance benefits earned by an individual from
7 employment unrelated to work or services performed for a state
8 agency as a retired annuitant.

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