
CHAPTER 104—S.F.No.311

An act relating to unemployment compensation; allowing applicants to receive benefits in weeks they receive holiday pay; amending Minnesota Statutes 1974, Sections 268.07, Subdivision 2; and 268.08, Subdivision 3.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 268.07, Subdivision 2, is amended to read:

Subd. 2. EMPLOYMENT SERVICES; UNEMPLOYMENT COMPENSATION; HOLIDAY PAY; WEEKLY BENEFIT AMOUNT AND DURATION. If the commissioner finds that an individual has earned 18, or more, credit weeks, and \$540 or more in wage credits, within the base period of employment in insured work with one or more employers, benefits shall be payable to such individual during his benefit year as follows:

(1) Weekly benefit amount shall be equal to 50 percent of the average weekly wage of such individual, computed to the nearest whole dollar, subject to a maximum of \$85 per week.

(2) An individual's maximum amount of regular benefits payable in a benefit year shall not exceed the lesser of (a) 26 times his weekly benefit amount or (b) 70 percent of the number of credit weeks earned by such an individual computed to the nearest whole week times his weekly benefit amount.

(3) Each eligible individual who is unemployed in any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit amount less that part of his earnings, including holiday pay, payable to him with respect to such week which is in excess of \$25. Such benefit, if not a multiple of \$1, shall be computed to the next higher multiple of \$1.

(4) The provisions of this subdivision shall apply to claims for benefits which establish a benefit year subsequent to June 30, 1973.

Sec. 2. Minnesota Statutes 1974, Section 268.08, Subdivision 3, is amended to read:

Subd. 3. NOT ELIGIBLE. An individual shall not be eligible to receive benefits for any week with respect to which he is receiving, has received, or has filed a claim for remuneration in an amount equal to or in excess of his weekly benefit amount in the form of

(1) termination, severance, or dismissal payment or wages in lieu

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of notice whether legally required or not; provided that if a termination, severance, or dismissal payment is made in a lump sum, the employer may allocate such lump sum payment over a period of weeks equal to the lump sum divided by the employee's regular pay while employed by such employer; provided any such payment shall be applied for a period of weeks immediately following the last day of work but not to exceed four weeks; or

(2) vacation allowance ~~or holiday pay~~ ; or

(3) compensation for loss of wages under the workmen's compensation law of this state or any other state or under a similar law of the United States, or under other insurance or fund established and paid for by the employer; or

(4) a primary insurance benefit under Title II of the federal social security act, as amended, or similar old age benefits under any act of congress, or this state or any other state, or benefit payments from any fund, annuity, or insurance provided by or through the employer and to which the employer contributes 50 percent or more of the total of the entire premiums or contributions to the fund.

Provided, that if such remuneration is less than the benefits which would otherwise be due under sections 268.03 to 268.24, he shall be entitled to receive for such week, if otherwise eligible, benefits reduced by the amount of such remuneration; provided, further, that if the appropriate agency of such other state or the federal government finally determines that he is not entitled to such benefits, this provision shall not apply.

Sec. 3. **EFFECTIVE DATE.** This act is effective July 1, 1975.

Approved May 14, 1975.

CHAPTER 105—S.F.No.421

An act relating to natural resources; eliminating duplicate, previously repealed language; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1b.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 105.41, Subdivision 1b, is amended to read:

Subd. 1b. **NATURAL RESOURCES; WATERS; APPROPRIATION AND USE; REVISION.** No permit shall be required for the appropriation and use of less than a minimum amount to be established by the

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