

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend \_\_\_\_\_ House Bill No. 150, Page 3, Section 288.060, Line 83,

2 by inserting after all of said line the following:

3 "288.120. 1. On each June thirtieth, or within a  
 4 reasonable time thereafter as may be fixed by regulation, the  
 5 balance of an employer's experience rating account, except an  
 6 employer participating in a shared work plan under section  
 7 288.500, shall determine his contribution rate for the following  
 8 calendar year as determined by the following table:

9 Percentage the Employer's Experience Rating

10 Account is to that Employer's Average Annual Payroll

	11 Equals or Exceeds	12 Less Than	13 Contribution Rate
12	- -	-12.0	6.0%
13	-12.0	-11.0	5.8%
14	-11.0	-10.0	5.6%
15	-10.0	-9.0	5.4%
16	-9.0	-8.0	5.2%
17	-8.0	-7.0	5.0%
18	-7.0	-6.0	4.8%
19	-6.0	-5.0	4.6%
20	-5.0	-4.0	4.4%
21	-4.0	-3.0	4.2%

1	-3.0	-2.0	4.0%
2	-2.0	-1.0	3.8%
3	-1.0	0	3.6%
4	0	2.5	2.7%
5	2.5	3.5	2.6%
6	3.5	4.5	2.5%
7	4.5	5.0	2.4%
8	5.0	5.5	2.3%
9	5.5	6.0	2.2%
10	6.0	6.5	2.1%
11	6.5	7.0	2.0%
12	7.0	7.5	1.9%
13	7.5	8.0	1.8%
14	8.0	8.5	1.7%
15	8.5	9.0	1.6%
16	9.0	9.5	1.5%
17	9.5	10.0	1.4%
18	10.0	10.5	1.3%
19	10.5	11.0	1.2%
20	11.0	11.5	1.1%
21	11.5	12.0	1.0%
22	12.0	12.5	0.9%
23	12.5	13.0	0.8%
24	13.0	13.5	0.6%
25	13.5	14.0	0.4%
26	14.0	14.5	0.3%
27	14.5	15.0	0.2%
28	15.0	- -	0.0%

29            2. Using the same mathematical principles used in

1 constructing the table provided in subsection 1 of this section,  
 2 the following table has been constructed. The contribution rate  
 3 for the following calendar year of any employer participating in  
 4 a shared work plan under section 288.500 during the current  
 5 calendar year or any calendar year during a prior three-year  
 6 period shall be determined from the balance in such employer's  
 7 experience rating account as of the previous June thirtieth, or  
 8 within a reasonable time thereafter as may be fixed by  
 9 regulation, from the following table:

10 Percentage the Employer's Experience Rating Account is to that

11 Employer's Average Annual Payroll

12	Equals or Exceeds	Less Than	Contribution Rate
13	- -	-27.0	9.0%
14	-27.0	-26.0	8.8%
15	-26.0	-25.0	8.6%
16	-25.0	-24.0	8.4%
17	-24.0	-23.0	8.2%
18	-23.0	-22.0	8.0%
19	-22.0	-21.0	7.8%
20	-21.0	-20.0	7.6%
21	-20.0	-19.0	7.4%
22	-19.0	-18.0	7.2%
23	-18.0	-17.0	7.0%
24	-17.0	-16.0	6.8%
25	-16.0	-15.0	6.6%
26	-15.0	-14.0	6.4%
27	-14.0	-13.0	6.2%
28	-13.0	-12.0	6.0%
29	-12.0	-11.0	5.8%

1	-11.0	-10.0	5.6%
2	-10.0	-9.0	5.4%
3	-9.0	-8.0	5.2%
4	-8.0	-7.0	5.0%
5	-7.0	-6.0	4.8%
6	-6.0	-5.0	4.6%
7	-5.0	-4.0	4.4%
8	-4.0	-3.0	4.2%
9	-3.0	-2.0	4.0%
10	-2.0	-1.0	3.8%
11	-1.0	0	3.6%
12	0	2.5	2.7%
13	2.5	3.5	2.6%
14	3.5	4.5	2.5%
15	4.5	5.0	2.4%
16	5.0	5.5	2.3%
17	5.5	6.0	2.2%
18	6.0	6.5	2.1%
19	6.5	7.0	2.0%
20	7.0	7.5	1.9%
21	7.5	8.0	1.8%
22	8.0	8.5	1.7%
23	8.5	9.0	1.6%
24	9.0	9.5	1.5%
25	9.5	10.0	1.4%
26	10.0	10.5	1.3%
27	10.5	11.0	1.2%
28	11.0	11.5	1.1%
29	11.5	12.0	1.0%

1	12.0	12.5	0.9%
2	12.5	13.0	0.8%
3	13.0	13.5	0.6%
4	13.5	14.0	0.4%
5	14.0	14.5	0.3%
6	14.5	15.0	0.2%
7	15.0	- -	0.0%

3. Notwithstanding the provisions of subsection 2 of section 288.090, any employer participating in a shared work plan under section 288.500 who has not had at least twelve calendar months immediately preceding the calculation date throughout which his account could have been charged with benefits shall have a contribution rate equal to the highest contribution rate in the table in subsection 2 of this section, until such time as his account has been chargeable with benefits for the period of time sufficient to enable him to qualify for a computed rate on the same basis as other employers participating in shared work plans.

4. Employers who have been taxed at the maximum rate pursuant to this section for two consecutive years shall have a surcharge of one-quarter percent added to their contribution rate calculated pursuant to this section. In the event that an employer remains at the maximum rate pursuant to this section for a third or subsequent year, an additional surcharge of one-quarter percent shall be annually assessed, but in no case shall the surcharge authorized in this subsection cumulatively exceed one percent. Additionally, if an employer continues to remain at the maximum rate pursuant to this section an additional surcharge of one-half percent shall be assessed. In no case

1 shall the total surcharge assessed to any employer exceed one and  
2 one-half percent in any given year.

3 5. For a period of sixty days beginning August 28, 2015, an  
4 employer who reasonably believes that he or she has been assigned  
5 an erroneous experience rating as a result of the purchase of a  
6 company that has been discharged from bankruptcy shall have the  
7 right to file a timely appeal for recovery of overpayments for  
8 the last five years due to such erroneous assignment."; and

9 Further amend the title and enacting clause accordingly.

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