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State of Minnesota

HOUSE OF REPRESENTATIVES

SPECIAL SESSION

H. F. No. 130

06/16/2020 Authored by Moller
The bill was read for the first time and referred to the Jobs and Economic Development Finance Division

1.1 A bill for an act
1.2 relating to unemployment insurance; waiving overpayments for applicants acting
1.3 in good faith.

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

1.5 Section 1. TEMPORARY SUSPENSION OF UNEMPLOYMENT BENEFIT
1.6 OVERPAYMENTS.

1.7 (a) Notwithstanding any contrary provision of Minnesota Statutes, chapter 268, an
1.8 applicant for unemployment insurance benefits between March 1, 2020, and December 31,
1.9 2020, who receives or is overpaid unemployment benefits to which the applicant was not
1.10 entitled during that time: (1) because they are not eligible under Minnesota Statutes, section
1.11 268.085, subdivision 2, clause (3); or (2) because they were incorrectly determined to be
1.12 eligible for unemployment benefits and a benefit account during that time, shall not be
1.13 required to repay the benefits to the trust fund as provided under Minnesota Statutes, section
1.14 268.18, if their application was made with a good faith belief as to the correctness of their
1.15 statements, representations, and eligibility during that time, and through no intentional
1.16 misrepresentation.

1.17 (b) For an applicant covered by paragraph (a), from March 1, 2020, to December 31,
1.18 2020, the commissioner of employment and economic development shall not seek or collect
1.19 repayment of amounts accrued or owed under Minnesota Statutes, section 268.18, including
1.20 any interest or penalty; shall forever waive, cancel, and forgive amounts accrued or owed
1.21 during that time; and shall refund overpayments accrued and already repaid during that
1.22 time.

2.1 (c) For an applicant who makes a false statement or representation without a good faith
2.2 belief as to the correctness of their statements, representations, or eligibility, nothing in this
2.3 section prohibits the commissioner of employment and economic development from seeking
2.4 repayment and enforcing collection of overpaid unemployment benefits, as provided under
2.5 Minnesota Statutes, section 268.18.

2.6 **EFFECTIVE DATE.** This section is effective the day following final enactment and
2.7 is retroactive to March 1, 2020.