

HOUSE BILL 08-1180

**ANNUAL COMPLIANCE REPORT
CALENDAR YEAR 2016**

COLORADO REVISED STATUTES—TITLE 8, ARTICLE 73

**Submitted to the Colorado Joint Budget Committee,
the Colorado House Committee on Economic and Business Development,
and the Colorado Senate Committee on Business, Labor, and Technology**

**Colorado Department of Labor and Employment
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**Prepared in compliance with Colorado Revised Statutes Title 8, Article 73
by staff of the Colorado Department of Labor and Employment**

January 31, 2017

COLORADO REVISED STATUTES—TITLE 8, ARTICLE 73 REPORTING REQUIREMENTS

Pursuant to Colorado Revised Statutes 8-73-108 (4) (s), et seq., the Colorado Department of Labor and Employment is required to provide the status of its compliance with the statutory requirements to pay unemployment benefits to individuals who quit employment to accompany a spouse transferred by the military to a new place of residence.

This report must be submitted to the Joint Budget Committee, the House Committee on Economic and Business Development, and the Senate Committee on Business, Labor and Technology by January 31, 2017.

This report complies with this requirement.

PART I. STATUTE AND PROGRAM OVERVIEW

Colorado Revised Statutes (CRS) 8-73-108 (4) (s), et seq. allows a full award of unemployment insurance benefits if:

- A claimant quits work to relocate to a new place of residence, either within or outside Colorado, to accompany an active duty spouse that has been transferred to a location from which it is impractical to commute to the place of employment.
- A claimant is available for suitable work upon arrival at the new place of residence.
- A claimant's spouse is a member of the U.S. armed forces who is on active duty, as defined in U.S. Code Title 10, Section 101 (d)(1); active guard and reserve duty as defined in U.S. Code Title 10, Section 101 (d)(6); or active duty pursuant to U.S. Code Title 10 or Title 32.

NOTE: Benefits awarded to a claimant under this section do not affect an employer's unemployment experience; therefore, will not affect an employer's premium rate.

PART II. DETERMINING ELIGIBILITY

The Unemployment Insurance Division administers CRS 8-73-108 (4) (s), et seq., by considering whether:

- The move was because of the transfer of a military spouse.
- It was impractical for the individual to continue to commute to work.

To comply with CRS 8-73-108 (4) (s), et seq., the Unemployment Insurance Division:

- Applies the law to separations adjudicated on or after June 2, 2008.
- Determines the claimant's motivation for quitting a job based on information obtained during the adjudication process.
- Requests a copy of the servicemember's military transfer orders, if needed.

NOTE: A copy of the servicemember's military transfer orders for the move is not required unless the Unemployment Insurance Division deems the document necessary to adjudicate the job separation under this statute.

Individuals Awarded Benefits Under CRS 8-73-108 (4)(s)		
Calendar Year	Number of Individuals Awarded Benefits	Benefits Paid Per Year
01/01/2009—12/31/2009	225	\$730,421.43
01/01/2010—12/31/2010	347	\$1,266,331.70
01/01/2011—12/31/2011	283	\$1,029,368.17
01/01/2012—12/31/2012	408	\$1,656,531.51
01/01/2013—12/31/2013	117	\$442,516.80
01/01/2014—12/31/2014	311	\$1,078,111.85
01/01/2015—12/31/2015	245	\$1,149,825.00
01/01/2016—12/31/2016	257	\$1,320,943.00