

U.S. DEPARTMENT OF LABOR
Employment and Training Administration
Washington, D.C. 20210

REPORT ON STATE LEGISLATION

REPORT NO. 1
October 2018

MICHIGAN HB 4546 ENACTED: March 19, 2018
 Public Act 73 EFFECTIVE: July 1, 2018

Administration

Provides that persons working with eligible educational institutions or the Michigan works agency who make use of any information provided by the unemployment agency for purposes other than those intended or in such a manner as to reveal the identity of any individual or employing unit are guilty of a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$1,000, or both.

NEW HAMPSHIRE SB 416 ENACTED: May 30, 2018
 (Chapter 130) EFFECTIVE: May 30, 2018

Coverage

Provides that a driver for a Transportation Network Company (TNC) is presumed to be an independent contractor if the TNC: does not prescribe specific hours the individual must be logged on to the TNC's digital platform; imposes no restrictions on the driver's ability to use other digital platforms; does not assign a particular territory within which the driver may provide prearranged rides; does not restrict the driver from engaging in another occupation or business; and the individual agree in writing that the individual is an independent contractor.

SOUTH CAROLINA SB 1027 ENACTED: May 17, 2018
 (Chapter 205) EFFECTIVE: May 17, 2018

Nonmonetary Eligibility

Exempts employers with 50 or fewer employees from filing requirements related to vacation contracts with employees or written companywide vacation policies.

VIRGINIA

HB 538
(Chapter 344)

ENACTED: March 19, 2018
EFFECTIVE: July 1, 2018

Administration

Requires the Department of Taxation and the Virginia Employment Commission to consider the feasibility of permitting taxpayers to submit tax reports and payments electronically for both entities using a single sign-on. Additionally, requires consideration of the feasibility, merits, and costs of developing and implementing an identity management system.

VIRGINIA

HB 1006
(Chapter 225)

ENACTED: March 9, 2018
EFFECTIVE: July 1, 2018

Administration

Transfers the responsibility to biennially publish, a list of jobs, trades, and professions for which high demand for qualified workers exists from the Virginia Employment Commission (Commission) to the Virginia Board of Workforce Development Board (Board). Additionally, requires the Board to disseminate the information to employers, education and training entities and other specified stakeholders and requires the Commission to provide data to populate the dashboard and support the Board in the determination and publication of the list.

VIRGINIA

HB 1293
(Chapter 227)

ENACTED: March 9, 2018
EFFECTIVE: July 1, 2018

Financing

Increases the penalty for an employer who fails, without good cause, to file required wage or tax reports to \$100 from \$75.

WYOMING

SB 34
(Chapter 110)

ENACTED: March 14, 2018
EFFECTIVE: March 14, 2018

Nonmonetary

Deletes the repeal date (July 1, 2018) related to the provision that allows an individual to receive benefits if he/she is unemployed as a result of the relocation of an active-duty spouse to an area for which it is impractical to commute.