

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 12-113**

**RESOLUTION URGING THE STATE LEGISLATURE TO APPROVE A-2454,  
WHICH WOULD ALTER ELIGIBILITY REQUIREMENTS FOR UNEMPLOYMENT  
INSURANCE FOR SEASONAL PUBLIC ENTITY WORKERS**

**WHEREAS**, R.S. 43:21-4 defines “seasonal industry or occupation” as an industry or occupation which, because climatic conditions make it impractical or impossible to do otherwise, customarily operates only during a regularly recurring 28-week period or periods of less than 26-weeks of work in a calendar year; and

**WHEREAS**, many municipal seasonal jobs in the State are offered for only 10 to 12 weeks in a given year such as beach taggers, recreation personnel, seasonal laborers and lifeguards due to the short summer season; and

**WHEREAS**, there should be no expectation by an employee who has applied for a seasonal job that when the season ends that there would be continued employment, in fact, that individual consciously made the choice to apply for and accept a seasonal job rather than seeking year-round employment; and

**WHEREAS**, when the length of employment is clearly defined by the public entity as a seasonal job with a specific beginning and ending date, this seasonal job should not be included in unemployment calculations for individuals working other jobs during the unemployment period of eligible benefits; and

**WHEREAS**, unlike private employers, municipalities and other public entities are unique in that unemployment claims arising from seasonal employment require the expenditure of taxpayers funds to pay unemployment claims for these individuals thereby burdening the already overwhelmed taxpayer in the State New Jersey; and

**WHEREAS**, in many cases municipalities and other public entities pay claims quarterly and do not pay into the unemployment compensation fund due to budgetary constraints and the high cost of unemployment insurance; and

**WHEREAS**, these unexpected quarterly payments have forced some municipalities to do special emergency appropriations just to pay this year’s claims thereby affecting next year’s municipal budget which by all accounts will be equally as difficult as the present year’s ; and

**WHEREAS**, Assemblywoman Amy Handlin and Assemblyman Sean Kean have introduced A-2454, which would prohibit all seasonal workers for receiving unemployment insurance benefits during a period between two successive seasons if the worker has a reasonable assurance that the worker will perform those services in the second of such seasons;

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of (municipality) urges the legislature to approve A-2454 as swiftly as possible, and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be forwarded to the members of the New Jersey General Assembly, the New Jersey State Senate, the Commissioner

of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey and the League of Municipalities.

Moved By: Bruce Peterson

Seconded By: John O'Neill

VOTING

James P. Crilley  
John L. Daddario  
John T. O'Neill, Sr.  
Bruce T. Peterson  
Scott Smith

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Township Committee of the Township of Upper Deerfield, in the County of Cumberland, at a meeting thereof held April 19, 2012.

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Roy J. Spoltore, Township Clerk