

Calendar No. 123

110TH CONGRESS
2D SESSION**H. R. 6867**

IN THE SENATE OF THE UNITED STATES

NOVEMBER 17 (legislative day, SEPTEMBER 17), 2008

Received and read the first time

NOVEMBER 18, 2008

Read the second time and placed on the calendar under authority of the order
of the Senate of November 17 (legislative day, September 17), 2008

AN ACTTo provide for additional emergency unemployment
compensation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Unemployment Com-
5 pensation Extension Act of 2008”.

6 **SEC. 2. ADDITIONAL FIRST-TIER BENEFITS.**

7 Section 4002(b)(1) of the Supplemental Appropria-
8 tions Act, 2008 (26 U.S.C. 3304 note) is amended—

1 (1) in subparagraph (A), by striking “50” and
2 inserting “80”; and

3 (2) in subparagraph (B), by striking “13” and
4 inserting “20”.

5 **SEC. 3. SECOND-TIER BENEFITS.**

6 Section 4002 of the Supplemental Appropriations
7 Act, 2008 (26 U.S.C. 3304 note) is amended by adding
8 at the end the following:

9 “(c) SPECIAL RULE.—

10 “(1) IN GENERAL.—If, at the time that the
11 amount established in an individual’s account under
12 subsection (b)(1) is exhausted or at any time there-
13 after, such individual’s State is in an extended ben-
14 efit period (as determined under paragraph (2)),
15 such account shall be augmented by an amount
16 equal to the lesser of—

17 “(A) 50 percent of the total amount of
18 regular compensation (including dependents’ al-
19 lowances) payable to the individual during the
20 individual’s benefit year under the State law, or

21 “(B) 13 times the individual’s average
22 weekly benefit amount (as determined under
23 subsection (b)(2)) for the benefit year.

24 “(2) EXTENDED BENEFIT PERIOD.—For pur-
25 poses of paragraph (1), a State shall be considered

1 to be in an extended benefit period, as of any given
2 time, if—

3 “(A) such a period is then in effect for
4 such State under the Federal-State Extended
5 Unemployment Compensation Act of 1970;

6 “(B) such a period would then be in effect
7 for such State under such Act if section 203(d)
8 of such Act—

9 “(i) were applied by substituting ‘4’
10 for ‘5’ each place it appears; and

11 “(ii) did not include the requirement
12 under paragraph (1)(A) thereof; or

13 “(C) such a period would then be in effect
14 for such State under such Act if—

15 “(i) section 203(f) of such Act were
16 applied to such State (regardless of wheth-
17 er the State by law had provided for such
18 application); and

19 “(ii) such section 203(f)—

20 “(I) were applied by substituting
21 ‘6.0’ for ‘6.5’ in paragraph (1)(A)(i)
22 thereof; and

23 “(II) did not include the require-
24 ment under paragraph (1)(A)(ii)
25 thereof.

1 “(3) LIMITATION.—The account of an indi-
2 vidual may be augmented not more than once under
3 this subsection.”.

4 **SEC. 4. PHASEOUT PROVISIONS.**

5 Section 4007(b) of the Supplemental Appropriations
6 Act, 2008 (26 U.S.C. 3304 note) is amended—

7 (1) in paragraph (1), by striking “paragraph
8 (2),” and inserting “paragraphs (2) and (3),”; and
9 (2) by striking paragraph (2) and inserting the
10 following:

11 “(2) NO AUGMENTATION AFTER MARCH 31,
12 2009.—If the amount established in an individual’s
13 account under subsection (b)(1) is exhausted after
14 March 31, 2009, then section 4002(c) shall not
15 apply and such account shall not be augmented
16 under such section, regardless of whether such indi-
17 vidual’s State is in an extended benefit period (as
18 determined under paragraph (2) of such section).

19 “(3) TERMINATION.—No compensation under
20 this title shall be payable for any week beginning
21 after August 27, 2009.”.

1 **SEC. 5. TEMPORARY FEDERAL MATCHING FOR THE FIRST**
2 **WEEK OF EXTENDED BENEFITS FOR STATES**
3 **WITH NO WAITING WEEK.**

4 With respect to weeks of unemployment beginning
5 after the date of the enactment of this Act and ending
6 on or before December 8, 2009, subparagraph (B) of sec-
7 tion 204(a)(2) of the Federal-State Extended Unemploy-
8 ment Compensation Act of 1970 (26 U.S.C. 3304 note)
9 shall not apply.

10 **SEC. 6. EFFECTIVE DATE.**

11 (a) IN GENERAL.—The amendments made by sec-
12 tions 2, 3, and 4 shall apply as if included in the enact-
13 ment of the Supplemental Appropriations Act, 2008, sub-
14 ject to subsection (b).

15 (b) ADDITIONAL BENEFITS.—In applying the amend-
16 ments made by sections 2 and 3, any additional emergency
17 unemployment compensation made payable by such
18 amendments (which would not otherwise have been pay-
19 able if such amendments had not been enacted) shall be
20 payable only with respect to any week of unemployment
21 beginning on or after the date of the enactment of this
22 Act.

Passed the House of Representatives October 3,
2008.

Attest: LORRAINE C. MILLER,
Clerk.

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