

108TH CONGRESS
1ST SESSION

H. R. 17

To provide economic security for America's workers.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 2003

Mr. RANGEL (for himself, Mr. CARDIN, Ms. PELOSI, Mr. HOYER, Mr. MENENDEZ, Mr. SPRATT, Mr. CLYBURN, Mr. STARK, Mr. MATSUI, Mr. LEVIN, Mr. McDERMOTT, Mr. LEWIS of Georgia, Mr. DOGGETT, Mr. KLECZKA, Mr. JEFFERSON, Mr. NEAL of Massachusetts, Mr. BECERRA, Mr. McNULTY, Mr. POMEROY, Mr. ABERCROMBIE, Mr. ACEVEDO-VILÁ, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Ms. BERKLEY, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Mr. BOUCHER, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. BROWN of Ohio, Mrs. CAPPS, Mr. CAPUANO, Ms. CARSON of Indiana, Mr. CASE, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CONYERS, Mr. COSTELLO, Mr. CROWLEY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DEFazio, Mr. DELAHUNT, Ms. DELAURO, Mr. DEUTSCH, Mr. DINGELL, Mr. DOOLEY of California, Mr. DOYLE, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FARR of California, Mr. FATTAH, Mr. FILNER, Mr. FORD, Mr. FRANK of Massachusetts, Mr. FROST, Mr. GEPHARDT, Mr. GREEN of Texas, Mr. GUTIERREZ, Mr. HOFFEL, Mr. HOLDEN, Mr. VAN HOLLEN, Mr. HOLT, Mr. INSLEE, Mr. ISRAEL, Mr. LANGEVIN, Mr. LARSEN of Washington, Ms. LEE, Ms. JACKSON-LEE of Texas, Ms. LOFGREN, Mrs. JONES of Ohio, Mrs. LOWEY, Mr. LYNCH, Ms. KAPTUR, Mr. KENNEDY of Rhode Island, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KUCINICH, Mrs. MCCARTHY of New York, Mrs. MALONEY, Mr. MARKEY, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MEEHAN, Mr. MEEKS of New York, Mr. MICHAUD, Ms. MILLENDER-McDONALD, Mr. GEORGE MILLER of California, Mr. MOLLOHAN, Mr. MOORE, Mr. MORAN of Virginia, Mr. MURTHA, Mr. NADLER, Ms. NORTON, Mr. OBEY, Mr. OBERSTAR, Mr. OLVER, Mr. OWENS, Mr. PALLONE, Mr. PASCRELL, Mr. PAYNE, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Mr. RUSH, Mr. RYAN of Ohio, Ms. LINDA T. SÁNCHEZ of California, Mr. SANDERS, Ms. SCHAKOWSKY, Mr. SCOTT of Georgia, Mr. SERRANO, Mr. SHERMAN, Ms. SLAUGHTER, Mr. SMITH of Washington, Ms. SOLIS, Mr. STRICKLAND, Mr. STUPAK, Mr. TIERNEY, Mr. THOMPSON of Mississippi, Mr. UDALL of Colorado, Mr. VISCLOSKEY, Ms. WATSON, Mr. WEINER, and Mr. WYNN) introduced the following bill; which was referred to the Committee on Ways and Means

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

(a) SHORT TITLE.—This Act may be cited as the
“Emergency Unemployment Compensation Act of 2003”.

Sec. 1. Short title; table of contents.

Sec. 2. Extension of the Temporary Extended Unemployment Compensation Act of 2002.

Sec. 3. Entitlement to additional weeks of temporary extended unemployment compensation.

Sec. 4. Application of revised rate of insured unemployment.

Sec. 5. Additional TEUC extended benefit period trigger.

Sec. 6. Additional weeks of benefits for workers in high unemployment States.

Sec. 7. Effective date.

(a) SIX-MONTH EXTENSION OF PROGRAM.—Section 208 of the Temporary Extended Unemployment Compensation Act of 2002 (Public Law 107–147; 116 Stat. 30) is amended to read as follows:

15 “(a) IN GENERAL.—Subject to subsection (b), an
16 agreement entered into under this title shall apply to
17 weeks of unemployment—

1 “(1) beginning after the date on which such
2 agreement is entered into; and

3 “(2) ending before July 1, 2003.

4 “(b) TRANSITION.—In the case of an individual who
5 is receiving temporary extended unemployment compensa-
6 tion for the week which immediately precedes July 1,
7 2003, temporary extended unemployment compensation
8 shall continue to be payable to such individual for any
9 week thereafter from the account from which such indi-
10 vidual received compensation for the week immediately
11 preceding that termination date. No compensation shall
12 be payable by reason of the preceding sentence for any
13 week beginning after December 31, 2003.”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 this section shall take effect as if included in the enact-
16 ment of the Temporary Extended Unemployment Com-
17 pensation Act of 2002 (Public Law 107–147; 116 Stat.
18 21).

19 **SEC. 3. ENTITLEMENT TO ADDITIONAL WEEKS OF TEM-**
20 **PORARY EXTENDED UNEMPLOYMENT COM-**
21 **PENSATION.**

22 Paragraph (1) of section 203(b) of the Temporary
23 Extended Unemployment Compensation Act of 2002
24 (Public Law 107–147; 116 Stat. 21) is amended to read
25 as follows:

1 “(1) IN GENERAL.—The amount established in
 2 an account under subsection (a) shall be equal to 26
 3 times the individual’s weekly benefit amount for the
 4 benefit year.”.

5 **SEC. 4. APPLICATION OF REVISED RATE OF INSURED UN-**
 6 **EMPLOYMENT.**

7 Section 207 of the Temporary Extended Unemploy-
 8 ment Compensation Act of 2002 (Public Law 107–147;
 9 116 Stat. 21) is amended—

10 (1) by striking “In” and inserting “(a) GEN-
 11 ERAL DEFINITIONS.—In”; and

12 (2) by adding at the end the following new
 13 paragraph:

14 “(b) ADJUSTED INSURED UNEMPLOYMENT RATE.—
 15 For purposes of carrying out section 203(c) with respect
 16 to weeks of unemployment beginning on or after the date
 17 of enactment of the Emergency Unemployment Com-
 18 pensation Act of 2003, the term ‘rate of insured unem-
 19 ployment’, as used in section 203(d) of the Federal-State
 20 Extended Unemployment Compensation Act of 1970 (26
 21 U.S.C. 3304 note), has the meaning given such term
 22 under section 203(e)(1) of such Act, except that individ-
 23 uals exhausting their right to regular compensation during
 24 the most recent 3 calendar months for which data are
 25 available before the close of the period for which such rate

1 is being determined shall be taken into account as if they
 2 were individuals filing claims for regular compensation for
 3 each week during the period for which such rate is being
 4 determined.”.

5 **SEC. 5. ADDITIONAL TEUC EXTENDED BENEFIT PERIOD**
 6 **TRIGGER.**

7 (a) IN GENERAL.—Section 203(c) of the Temporary
 8 Extended Unemployment Compensation Act of 2002
 9 (Public Law 107–147; 116 Stat. 21) is amended by add-
 10 ing at the end the following new paragraph:

11 “(3) ADDITIONAL EXTENDED BENEFIT PERIOD
 12 TRIGGER.—

13 “(A) IN GENERAL.—Effective with respect
 14 to compensation for weeks of unemployment be-
 15 ginning on or after the date of enactment of the
 16 Emergency Unemployment Compensation Act
 17 of 2003, an agreement under this title shall
 18 provide that, in addition to any other extended
 19 benefit period trigger, for purposes of beginning
 20 or ending any extended benefit period under
 21 this section—

22 “(i) there is a State ‘on’ indicator for
 23 a week if—

24 “(I) the average rate of total un-
 25 employment in such State (seasonally

1 adjusted) for the period consisting of
2 the most recent 3 months for which
3 data for all States are published be-
4 fore the close of such week equals or
5 exceeds 6 percent; and

6 “(II) the average rate of total
7 unemployment in such State (season-
8 ally adjusted) for the 3-month period
9 referred to in clause (i) equals or ex-
10 ceeds 110 percent of such average
11 rate for either (or both) of the cor-
12 responding 3-month periods ending in
13 the 2 preceding calendar years; and

14 “(ii) there is a State ‘off’ indicator
15 for a week if either the requirements of
16 subclause (I) or (II) of clause (i) are not
17 satisfied.

18 “(B) NO EFFECT ON OTHER DETERMINA-
19 TIONS.—Notwithstanding the provisions of any
20 agreement described in subparagraph (A), any
21 week for which there would otherwise be a
22 State ‘on’ indicator shall continue to be such a
23 week and shall not be determined to be a week
24 for which there is a State ‘off’ indicator.

1 “(C) DETERMINATIONS MADE BY THE
 2 SECRETARY.—For purposes of this subsection,
 3 determinations of the rate of total unemploy-
 4 ment in any State for any period (and of any
 5 seasonal adjustment) shall be made by the Sec-
 6 retary.”.

7 (b) CONFORMING AMENDMENT.—Section 203(c)(1)
 8 of the Temporary Extended Unemployment Compensation
 9 Act of 2002 (Public Law 107–147; 116 Stat. 21) is
 10 amended by inserting “or (3)” after “paragraph (2)”.

11 **SEC. 6. ADDITIONAL WEEKS OF BENEFITS FOR WORKERS**
 12 **IN HIGH UNEMPLOYMENT STATES.**

13 Section 203(c)(1) of the Temporary Extended Unem-
 14 ployment Compensation Act of 2002 (Public Law 107–
 15 147; 116 Stat. 30) is amended by striking “an amount
 16 equal to the amount originally established in such account
 17 (as determined under subsection (b)(1))” and inserting “7
 18 times the individual’s weekly benefit amount for the ben-
 19 efit year”.

20 **SEC. 7. EFFECTIVE DATE.**

21 (a) IN GENERAL.—Except as otherwise provided in
 22 this Act, the amendments made by this Act shall apply
 23 with respect to weeks of unemployment beginning on or
 24 after the date of enactment this Act.

25 (b) RESUMPTION OF BENEFITS.—

1 (1) RULE APPLICABLE TO EXHAUSTEES.—In
2 the case of any individual—

3 (A) to whom any temporary extended un-
4 employment compensation was payable for any
5 week beginning before January 1, 2003, and

6 (B) who exhausted such individual's rights
7 to such compensation (by reason of the pay-
8 ment of all amounts in such individual's tem-
9 porary extended unemployment compensation
10 account) before January 1, 2003,

11 such individual's eligibility for any additional weeks
12 of temporary extended unemployment compensation
13 by reason of the amendments made by this Act shall
14 apply with respect to weeks of unemployment begin-
15 ning on or after the date of enactment of this Act.

16 (2) RULE APPLICABLE TO NON-EXHAUSTEES.—
17 In the case of any individual—

18 (A) to whom any temporary extended un-
19 employment compensation was payable for any
20 week beginning before January 1, 2003, and

21 (B) as to whom the condition described in
22 paragraph (1)(B) does not apply,

23 such individual shall, upon appropriate application,
24 be eligible for temporary extended unemployment
25 compensation (in accordance with the provisions of

1 the Temporary Extended Unemployment Compensa-
2 tion Act of 2002, as amended by this Act) with re-
3 spect to any weeks of unemployment beginning on or
4 after December 29, 2002.

5 (c) DATE FOR DETERMINING ELIGIBILITY OF
6 EXHAUSTEES FOR AUGMENTED BENEFITS.—In the case
7 of any individual described in subsection (b)(1), the deter-
8 mination under section 203(c) as to whether such individ-
9 ual’s State is in an extended benefit period (for purposes
10 of determining eligibility for augmented benefits under the
11 Temporary Extended Unemployment Compensation Act of
12 2002, as amended by this Act) shall be made—

13 (1) as of the date of enactment of this Act, and

14 (2) without regard to whether or not such a de-
15 termination was made under the Temporary Ex-
16 tended Unemployment Compensation Act of 2002,
17 as in effect before the amendments made by this
18 Act.

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