

111TH CONGRESS
2D SESSION

H. R. 6091

To provide for further additional emergency unemployment compensation.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 10, 2010

Ms. BERKLEY (for herself, Mr. McDERMOTT, Ms. RICHARDSON, Mr. HARE, Ms. WATSON, Mr. LEWIS of Georgia, Ms. KILPATRICK of Michigan, Mr. KILDEE, Mr. DOYLE, Ms. LINDA T. SÁNCHEZ of California, Ms. SCHAKOWSKY, Mr. FILNER, and Mr. FRANK of Massachusetts) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To provide for further 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 “Emergency Unemploy-
5 ment Compensation Extension Act of 2010”.

6 **SEC. 2. FIFTH-TIER BENEFITS.**

7 (a) IN GENERAL.—Section 4002 of the Supplemental
8 Appropriations Act, 2008 (26 U.S.C. 3304 note) is
9 amended—

1 (1) by redesignating subsections (f) and (g) as
2 subsections (g) and (h), respectively; and

3 (2) by inserting after subsection (e) the fol-
4 lowing:

5 “(f) FIFTH-TIER EMERGENCY UNEMPLOYMENT
6 COMPENSATION.—

7 “(1) IN GENERAL.—If, at the time that the
8 amount added to an individual’s account under sub-
9 section (e)(1) (fourth-tier emergency unemployment
10 compensation) is exhausted or at any time there-
11 after, such individual’s State is in an extended ben-
12 efit period (as determined under paragraph (2)),
13 such account shall be further augmented by an
14 amount (hereinafter ‘fifth-tier emergency unemploy-
15 ment compensation’) equal to the lesser of—

16 “(A) 80 percent of the total amount of
17 regular compensation (including dependents’ al-
18 lowances) payable to the individual during the
19 individual’s benefit year under the State law; or

20 “(B) 20 times the individual’s average
21 weekly benefit amount (as determined under
22 subsection (b)(2)) for the benefit year.

23 “(2) EXTENDED BENEFIT PERIOD.—For pur-
24 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 would then be in effect
4 for such State under such Act if section 203(d)
5 of such Act—

6 “(i) were applied by substituting ‘7’
7 for ‘5’ each place it appears; and

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

10 “(B) such a period would then be in effect
11 for such State under such Act if—

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

16 “(ii) such section 203(f)—

17 “(I) were applied by substituting
18 ‘10’ for ‘6.5’ in paragraph (1)(A)(i)
19 thereof; and

20 “(II) did not include the require-
21 ment under paragraph (1)(A)(ii)
22 thereof.

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

1 (b) CONFORMING AMENDMENTS.—

2 (1) COORDINATION WITH EXTENDED COM-
3 PENSATION.—Section 4002(g) of such Act (as so
4 designated by subsection (a)(1)) is amended by
5 striking “subsection (c), (d), or (e) (by reason of the
6 amendments made by sections 2, 3, and 4 of the
7 Worker, Homeownership, and Business Assistance
8 Act of 2009),” and inserting “subsection (c), (d),
9 (e), or (f),”.

10 (2) TRANSFER OF FUNDS.—Section 4004(e)(1)
11 of such Act is amended—

12 (A) in subparagraph (E), by striking
13 “and” after the semicolon; and

14 (B) by adding after subparagraph (F) the
15 following:

16 “(G) the amendments made by section 2(a) of
17 the Emergency Unemployment Compensation Exten-
18 sion Act of 2010; and”.

19 (3) NON-AUGMENTATION RULE.—Section
20 4007(b)(2) of such Act is amended—

21 (A) by striking “subsections (c), (d), and
22 (e) of section 4002” and inserting “subsections
23 (c), (d), (e), and (f)”;

1 (B) by striking “such subsection (c), (d),
2 or (e) (as the case may be)” and inserting
3 “such subsection (c), (d), (e), or (f)”.

4 **SEC. 3. EFFECTIVE DATE.**

5 (a) IN GENERAL.—The amendments made by section
6 2 shall apply as if included in the enactment of the Supple-
7 mental Appropriations Act, 2008, subject to subsection
8 (b).

9 (b) ADDITIONAL BENEFITS.—In applying the amend-
10 ments made by section 2, any additional emergency unem-
11 ployment compensation made payable by such amend-
12 ments (which would not otherwise have been payable if
13 such amendments had not been enacted) shall be payable
14 only with respect to any week of unemployment beginning
15 on or after the date of the enactment of this Act.

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