

116TH CONGRESS
2D SESSION

S. 5037

To amend subtitle A of title II of division A of the CARES Act to provide a hardship waiver for certain overpayments of Pandemic Unemployment Assistance.

IN THE SENATE OF THE UNITED STATES

DECEMBER 16, 2020

Ms. DUCKWORTH (for herself, Mr. RUBIO, and Mr. DURBIN) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend subtitle A of title II of division A of the CARES Act to provide a hardship waiver for certain overpayments of Pandemic Unemployment Assistance.

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 “Relief for Working
5 Families Act of 2020”.

1 **SEC. 2. WAIVER AUTHORITY FOR CERTAIN OVERPAYMENTS**
2 **OF PANDEMIC UNEMPLOYMENT ASSISTANCE.**

3 (a) IN GENERAL.—Section 2102(d) of division A of
4 the CARES Act (15 U.S.C. 9021(d)) is amended by add-
5 ing at the end the following:

6 “(4) WAIVER AUTHORITY.—In the case of indi-
7 viduals who have received amounts of Pandemic Un-
8 employment Assistance to which they were not enti-
9 tled, the State shall require such individuals to repay
10 such amounts to the State agency, except that the
11 State agency may waive such repayment if it deter-
12 mines that—

13 “(A) the payment of such Pandemic Un-
14 employment Assistance was without fault on the
15 part of any such individual; and

16 “(B) such repayment would be contrary to
17 equity and good conscience.”.

18 (b) EFFECTIVE DATE.—The amendment made by
19 this section shall take effect as if included in the enact-
20 ment of the CARES Act (Public Law 116–136).

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