

107TH CONGRESS
2D SESSION

H. R. 5491

To provide economic security for America's workers.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 2002

Mr. RANGEL (for himself, Mr. GEPHARDT, Mr. CARDIN, Mr. STARK, Mr. MATSUI, Mr. COYNE, Mr. LEVIN, Mr. McDERMOTT, Mr. KLECZKA, Mr. NEAL of Massachusetts, Mr. McNULTY, Mrs. THURMAN, Mr. GEORGE MILLER of California, and Ms. SLAUGHTER) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To provide economic security for America's workers.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Emergency Unemployment Compensation Act of 2002”.

6 (b) TABLE OF CONTENTS.—The table of contents of
7 this Act is as follows:

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.

1 **SEC. 2. EXTENSION OF THE TEMPORARY EXTENDED UNEM-**
2 **PLOYMENT COMPENSATION ACT OF 2002.**

3 (a) SIX-MONTH EXTENSION OF PROGRAM.—Section
4 208 of the Temporary Extended Unemployment Com-
5 pensation Act of 2002 (Public Law 107–147; 116 Stat.
6 30) is amended to read as follows:

7 **“SEC. 208. APPLICABILITY.**

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

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

13 “(2) ending before July 1, 2003.

14 “(b) TRANSITION.—In the case of an individual who
15 is receiving temporary emergency unemployment com-
16 pensation for the week which immediately precedes July
17 1, 2003, temporary emergency unemployment compensa-
18 tion shall continue to be payable to such individual for
19 any week thereafter from the account from which such in-
20 dividual received compensation for the week which in-
21 cludes such termination date. No compensation shall be
22 payable by reason of the preceding sentence for any week
23 beginning after October 14, 2003.”.

1 (b) EFFECTIVE DATE.—The amendment made by
2 this section shall take effect as if included in the enact-
3 ment of the Temporary Extended Unemployment Com-
4 pensation Act of 2002 (Public Law 107–147; 116 Stat.
5 21).

6 **SEC. 3. ENTITLEMENT TO ADDITIONAL WEEKS OF TEM-**
7 **PORARY EXTENDED UNEMPLOYMENT COM-**
8 **PENSATION.**

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

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

17 **SEC. 4. APPLICATION OF REVISED RATE OF INSURED UN-**
18 **EMPLOYMENT.**

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

22 (1) by striking “In this title, the terms” and in-
23 serting the following: “In this title:

24 “(1) GENERAL DEFINITIONS.—The terms”; and

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

3 “(2) ADJUSTED INSURED UNEMPLOYMENT
4 RATE.—For weeks of unemployment beginning on or
5 after the date of enactment of the Emergency Un-
6 employment Compensation Act of 2002, the term
7 ‘rate of insured unemployment’ has the meaning
8 given that term in section 203(e)(1) of the Federal-
9 State Extended Unemployment Compensation Act of
10 1970 (26 U.S.C. 3304 note), except that individuals
11 exhausting their right to regular compensation dur-
12 ing the most recent 3 calendar months for which
13 data are available before the close of the period for
14 which such rate is being determined shall be taken
15 into account as if they were individuals filing claims
16 for regular compensation for each week during the
17 period for which such rate is being determined.”.

18 **SEC. 5. ADDITIONAL TEUC EXTENDED BENEFIT PERIOD**

19 **TRIGGER.**

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

24 “(3) ADDITIONAL EXTENDED BENEFIT PERIOD
25 TRIGGER.—

1 “(A) IN GENERAL.—Effective with respect
2 to compensation for weeks of unemployment be-
3 ginning on or after the date of enactment of the
4 Emergency Unemployment Compensation Act
5 of 2002, an agreement under this title shall
6 provide that, in addition to any other extended
7 benefit period trigger, for purposes of beginning
8 or ending any extended benefit period under
9 this section—

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

12 “(I) the average rate of total un-
13 employment in such State (seasonally
14 adjusted) for the period consisting of
15 the most recent 3 months for which
16 data for all States are published be-
17 fore the close of such week equals or
18 exceeds 6 percent; and

19 “(II) the average rate of total
20 unemployment in such State (season-
21 ally adjusted) for the 3-month period
22 referred to in clause (i) equals or ex-
23 ceeds 110 percent of such average
24 rate for either (or both) of the cor-

1 responding 3-month periods ending in
2 the 2 preceding calendar years; and

3 “(ii) there is a State ‘off’ indicator for
4 a week if either the requirements of sub-
5 clause (I) or (II) of clause (i) are not satis-
6 fied.

7 “(B) NO EFFECT ON OTHER DETERMINA-
8 TIONS.—Notwithstanding the provisions of any
9 agreement described in subparagraph (A), any
10 week for which there would otherwise be a
11 State ‘on’ indicator shall continue to be such a
12 week and shall not be determined to be a week
13 for which there is a State ‘off’ indicator.

14 “(C) DETERMINATIONS MADE BY THE
15 SECRETARY.—For purposes of this subsection,
16 determinations of the rate of total unemploy-
17 ment in any State for any period (and of any
18 seasonal adjustment) shall be made by the Sec-
19 retary.”.

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

1 **SEC. 6. ADDITIONAL WEEKS OF BENEFITS FOR WORKERS**
2 **IN HIGH UNEMPLOYMENT STATES.**

3 Section 203(c)(1) of the Temporary Extended Unem-
4 ployment Compensation Act of 2002 (Public Law 107-
5 147; 116 Stat. 30) is amended by striking “an amount
6 equal to the amount originally established in such account
7 (as determined under subsection (b)(1))” and inserting “7
8 times the individual’s weekly benefit amount for the ben-
9 efit year”.

10 **SEC. 7. EFFECTIVE DATE.**

11 Except as otherwise provided in this Act, the amend-
12 ments made by this Act shall apply with respect to weeks
13 of unemployment beginning on or after the date of enact-
14 ment this Act.

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