

111TH CONGRESS  
2D SESSION

# S. 3990

To extend emergency unemployment benefits without adding to the Federal budget deficit, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

NOVEMBER 30, 2010

Mr. BROWN of Massachusetts introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To extend emergency unemployment benefits without adding to the Federal budget deficit, and for other purposes.

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 Benefits Extension Act of 2010”.

6 **SEC. 2. EXTENSION OF UNEMPLOYMENT INSURANCE PRO-**  
7 **VISIONS.**

8 (a) IN GENERAL.—(1) Section 4007 of the Supple-  
9 mental Appropriations Act, 2008 (Public Law 110–252;  
10 26 U.S.C. 3304 note) is amended—

1 (A) by striking “November 30, 2010” each  
2 place it appears and inserting “January 3, 2012”;

3 (B) in the heading for subsection (b)(2), by  
4 striking “NOVEMBER 30, 2010” and inserting “JANU-  
5 ARY 3, 2012”; and

6 (C) in subsection (b)(3), by striking “April 30,  
7 2011” and inserting “June 9, 2012”.

8 (2) Section 2005 of the Assistance for Unemployed  
9 Workers and Struggling Families Act, as contained in  
10 Public Law 111–5 (26 U.S.C. 3304 note; 123 Stat. 444),  
11 is amended—

12 (A) by striking “December 1, 2010” each place  
13 it appears and inserting “January 4, 2012”; and

14 (B) in subsection (c), by striking “May 1,  
15 2011” and inserting “June 11, 2012”.

16 (3) Section 5 of the Unemployment Compensation  
17 Extension Act of 2008 (Public Law 110–449; 26 U.S.C.  
18 3304 note) is amended by striking “April 30, 2011” and  
19 inserting “June 10, 2012”.

20 (b) FUNDING.—Section 4004(e)(1) of the Supple-  
21 mental Appropriations Act, 2008 (Public Law 110–252;  
22 26 U.S.C. 3304 note) is amended—

23 (1) in subparagraph (E), by striking “and” at  
24 the end; and

1           (2) by inserting after subparagraph (F) the fol-  
2           lowing:

3                   “(G) the amendments made by section  
4           2(a)(1) of the Emergency Unemployment Bene-  
5           fits Extension Act of 2010; and”.

6           (c) EFFECTIVE DATE.—The amendments made by  
7 this section shall take effect as if included in the enact-  
8 ment of the Unemployment Compensation Extension Act  
9 of 2010 (Public Law 111–205).

10 **SEC. 3. TEMPORARY MODIFICATION OF INDICATORS**  
11 **UNDER THE EXTENDED BENEFIT PROGRAM.**

12           (a) INDICATOR.—Section 203(d) of the Federal-State  
13 Extended Unemployment Compensation Act of 1970 (26  
14 U.S.C. 3304 note) is amended, in the flush matter fol-  
15 lowing paragraph (2), by inserting after the first sentence  
16 the following sentence: “Effective with respect to com-  
17 pensation for weeks of unemployment beginning after the  
18 date of enactment of the Emergency Unemployment Bene-  
19 fits Extension Act of 2010 (or, if later, the date estab-  
20 lished pursuant to State law), and ending on or before  
21 December 31, 2011, the State may by law provide that  
22 the determination of whether there has been a state ‘on’  
23 or ‘off’ indicator beginning or ending any extended benefit  
24 period shall be made under this subsection as if the word  
25 ‘two’ were ‘three’ in subparagraph (1)(A).”.

1 (b) ALTERNATIVE TRIGGER.—Section 203(f) of the  
 2 Federal-State Extended Unemployment Compensation Act  
 3 of 1970 (26 U.S.C. 3304 note) is amended—

4 (1) by redesignating paragraph (2) as para-  
 5 graph (3); and

6 (2) by inserting after paragraph (1) the fol-  
 7 lowing new paragraph:

8 “(2) Effective with respect to compensation for weeks  
 9 of unemployment beginning after the date of enactment  
 10 of the Emergency Unemployment Benefits Extension Act  
 11 of 2010 (or, if later, the date established pursuant to State  
 12 law), and ending on or before December 31, 2011, the  
 13 State may by law provide that the determination of wheth-  
 14 er there has been a state ‘on’ or ‘off’ indicator beginning  
 15 or ending any extended benefit period shall be made under  
 16 this subsection as if the word ‘either’ were ‘any’, the word  
 17 ‘both’ were ‘all’, and the figure ‘2’ were ‘3’ in clause  
 18 (1)(A)(ii).”.

19 **SEC. 4. RESCISSION OF UNSPENT FEDERAL FUNDS TO OFF-**  
 20 **SET LOSS IN REVENUES.**

21 (a) IN GENERAL.—Notwithstanding any other provi-  
 22 sion of law, of all available unobligated funds,  
 23 \$95,000,000,000 in appropriated discretionary funds are  
 24 hereby permanently rescinded.

1 (b) IMPLEMENTATION.—The Director of the Office of  
2 Management and Budget shall determine and identify  
3 from which appropriation accounts the rescission under  
4 subsection (a) shall apply and the amount of such rescis-  
5 sion that shall apply to each such account. Not later than  
6 60 days after the date of the enactment of this Act, the  
7 Director of the Office of Management and Budget shall  
8 submit a report to the Secretary of the Treasury and Con-  
9 gress of the accounts and amounts determined and identi-  
10 fied for rescission under the preceding sentence.

11 (c) EXCEPTION.—This section shall not apply to the  
12 unobligated funds of the Department of Defense or the  
13 Department of Veterans Affairs.

14 **SEC. 5. BUDGETARY PROVISIONS.**

15 The budgetary effects of this Act, for the purpose of  
16 complying with the Statutory Pay-As-You-Go Act of 2010,  
17 shall be determined by reference to the latest statement  
18 titled ‘Budgetary Effects of PAYGO Legislation’ for this  
19 Act, jointly submitted for printing in the Congressional  
20 Record by the Chairmen of the House and Senate Budget  
21 Committees, provided that such statement has been sub-  
22 mitted prior to the vote on passage in the House acting  
23 first on this conference report or amendment between the  
24 Houses.

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