

Attachment B to UIPL No. 23-08—Change 5
The Worker, Homeownership, and Business Assistance Act of 2009

SECTION 1. SHORT TITLE.

This Act may be cited as the ‘Worker, Homeownership, and Business Assistance Act of 2009’.

SEC. 2. REVISIONS TO SECOND-TIER BENEFITS.

(a) In General- Section 4002(c) of the Supplemental Appropriations Act, 2008 (Public Law 110-252; 26 U.S.C. 3304 note) is amended--

(1) in paragraph (1)--

(A) in the matter preceding subparagraph (A), by striking If and all that follows through paragraph (2)) and inserting At the time that the amount established in an individual's account under subsection (b)(1) is exhausted';

(B) in subparagraph (A), by striking 50 percent and inserting 54 percent; and

(C) in subparagraph (B), by striking 13 and inserting 14;

(2) by striking paragraph (2); and

(3) by redesignating paragraph (3) as paragraph (2).

(b) Effective Date- The amendments made by this section shall apply as if included in the enactment of the Supplemental Appropriations Act, 2008, except that no amount shall be payable by virtue of such amendments with respect to any week of unemployment commencing before the date of the enactment of this Act.

SEC. 3. THIRD-TIER EMERGENCY UNEMPLOYMENT COMPENSATION.

(a) In General- Section 4002 of the Supplemental Appropriations Act, 2008 (Public Law 110-252; 26 U.S.C. 3304 note) is amended by adding at the end the following new subsection:

(d) Third-tier Emergency Unemployment Compensation-

(1) IN GENERAL- If, at the time that the amount added to an individual's account under subsection (c)(1) (hereinafter second-tier emergency unemployment compensation') is exhausted or at any time thereafter, such individual's State is in an extended benefit period (as determined under paragraph (2)), such account shall be further augmented by an amount (hereinafter third-tier emergency unemployment compensation) equal to the lesser of--

(A) 50 percent of the total amount of regular compensation (including dependents' allowances) payable to the individual during the individual's benefit year under the State law; or

(B) 13 times the individual's average weekly benefit amount (as determined under subsection (b)(2)) for the benefit year.

(2) EXTENDED BENEFIT PERIOD- For purposes of paragraph (1), a State shall be considered to be in an extended benefit period, as of any given time, if--

(A) such a period would then be in effect for such State under such Act if section 203(d) of such Act--

- (i) were applied by substituting 4 for 5 each place it appears; and
 - (ii) did not include the requirement under paragraph (1)(A) thereof; or
- (B) such a period would then be in effect for such State under such Act if--
- (i) section 203(f) of such Act were applied to such State (regardless of whether the State by law had provided for such application); and
 - (ii) such section 203(f)--
 - (I) were applied by substituting 6.0' for 6.5' in paragraph (1)(A)(i) thereof; and
 - (II) did not include the requirement under paragraph (1)(A)(ii) thereof.

(3) LIMITATION- The account of an individual may be augmented not more than once under this subsection.

(b) Conforming Amendment to Non-augmentation Rule- Section 4007(b)(2) of the Supplemental Appropriations Act, 2008 (Public Law 110-252; 26 U.S.C. 3304 note) is amended--

(1) by striking then section 4002(c) and inserting then subsections (c) and (d) of section 4002; and

(2) by striking paragraph (2) of such section) and inserting paragraph (2) of such subsection (c) or (d) (as the case may be)).

(c) Effective Date- The amendments made by this section shall apply as if included in the enactment of the Supplemental Appropriations Act, 2008, except that no amount shall be payable by virtue of such amendments with respect to any week of unemployment commencing before the date of the enactment of this Act.

SEC. 4. FOURTH-TIER EMERGENCY UNEMPLOYMENT COMPENSATION.

(a) In General- Section 4002 of the Supplemental Appropriations Act, 2008 (Public Law 110-252; 26 U.S.C. 3304 note), as amended by section 3(a), is amended by adding at the end the following new subsection:

(e) Fourth-tier Emergency Unemployment Compensation-

(1) IN GENERAL- If, at the time that the amount added to an individual's account under subsection (d)(1) (third-tier emergency unemployment compensation) is exhausted or at any time thereafter, such individual's State is in an extended benefit period (as determined under paragraph (2)), such account shall be further augmented by an amount (hereinafter fourth-tier emergency unemployment compensation) equal to the lesser of--

(A) 24 percent of the total amount of regular compensation (including dependents' allowances) payable to the individual during the individual's benefit year under the State law; or

(B) 6 times the individual's average weekly benefit amount (as determined under subsection (b)(2)) for the benefit year.

(2) EXTENDED BENEFIT PERIOD- For purposes of paragraph (1), a State shall be

considered to be in an extended benefit period, as of any given time, if--

(A) such a period would then be in effect for such State under such Act if section 203(d) of such Act--

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

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

(B) such a period would then be in effect for such State under such Act if--

(i) section 203(f) of such Act were applied to such State (regardless of whether the State by law had provided for such application); and

(ii) such section 203(f)--

(I) were applied by substituting 8.5 for 6.5 in paragraph (1)(A)(i) thereof; and

(II) did not include the requirement under paragraph (1)(A)(ii) thereof.

(3) LIMITATION- The account of an individual may be augmented not more than once under this subsection.

(b) Conforming Amendment to Non-augmentation Rule- Section 4007(b)(2) of the Supplemental Appropriations Act, 2008 (Public Law 110-252; 26 U.S.C. 3304 note), as amended by section 3(b), is amended--

(1) by striking and (d) and inserting , (d), and (e) of section 4002; and

(2) by striking or (d) and inserting , (d), or (e) (as the case may be)).

(c) Effective Date- The amendments made by this section shall apply as if included in the enactment of the Supplemental Appropriations Act, 2008, except that no amount shall be payable by virtue of such amendments with respect to any week of unemployment commencing before the date of the enactment of this Act.

SEC. 5. COORDINATION.

Section 4002 of the Supplemental Appropriations Act, 2008 (Public Law 110-252; 26 U.S.C. 3304 note), as amended by section 4, is amended by adding at the end the following new subsection:

(f) Coordination Rules-

(1) COORDINATION WITH EXTENDED COMPENSATION- Notwithstanding an election under section 4001(e) by a State to provide for the payment of emergency unemployment compensation prior to extended compensation, such State may pay extended compensation to an otherwise eligible individual prior to any emergency unemployment compensation under subsection (c), (d), or (e) (by reason of the amendments made by sections 2, 3, and 4 of the Worker, Homeownership, and Business Assistance Act of 2009), if such individual claimed extended compensation for at least 1 week of unemployment after the exhaustion of emergency unemployment compensation under subsection (b) (as such subsection was in effect on the day before the date of the enactment of this subsection).

(2) COORDINATION WITH TIERS II, III, AND IV- If a State determines that

implementation of the increased entitlement to second-tier emergency unemployment compensation by reason of the amendments made by section 2 of the Worker, Homeownership, and Business Assistance Act of 2009 would unduly delay the prompt payment of emergency unemployment compensation under this title by reason of the amendments made by such Act, such State may elect to pay third-tier emergency unemployment compensation prior to the payment of such increased second-tier emergency unemployment compensation until such time as such State determines that such increased second-tier emergency unemployment compensation may be paid without such undue delay. If a State makes the election under the preceding sentence, then, for purposes of determining whether an account may be augmented for fourth-tier emergency unemployment compensation under subsection (e), such State shall treat the date of exhaustion of such increased second-tier emergency unemployment compensation as the date of exhaustion of third-tier emergency unemployment compensation, if such date is later than the date of exhaustion of the third-tier emergency unemployment compensation.

SEC. 6. TRANSFER OF FUNDS.

Section 4004(e)(1) of the Supplemental Appropriations Act, 2008 (Public Law 110-252; 26 U.S.C. 3304 note) is amended by striking Act;' and inserting Act and sections 2, 3, and 4 of the Worker, Homeownership, and Business Assistance Act of 2009;.