

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 3096

By: Osburn

7 COMMITTEE SUBSTITUTE

8 An Act relating to labor; amending 40 O.S. 2011,  
9 Section 1-221, which relates to the Employment  
10 Security Act of 1980; modifying definition; providing  
11 for definition; providing for limits on duration of  
12 benefits; providing for codification; and providing  
13 an effective date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 40 O.S. 2011, Section 1-221, is  
16 amended to read as follows:

17 Section 1-221. BENEFIT WAGES.

18 "Benefit wages" means the taxable wages earned by a claimant  
19 during the claimant's base period which are not in excess of the  
20 current maximum weekly benefit amount, as determined under Section  
21 2-104 of this title, multiplied by the maximum number of weeks for  
22 which benefits could be paid to any individual ~~(now twenty-six (26)~~  
23 ~~weeks)~~ pursuant to Section 3 of this act multiplied by three (3);  
24 provided, however, no wages shall be included as "benefit wages"

1 unless and until the claimant has been paid benefits for five (5)  
2 weeks in one (1) benefit year.

3 SECTION 2. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 1-230 of Title 40, unless there  
5 is created a duplication in numbering, reads as follows:

6 "State average unemployment rate" shall mean the average of the  
7 three (3) months for the most recent third calendar year quarter or  
8 the seasonally adjusted unemployment rates as published by the state  
9 department or agency responsible for collecting and publishing  
10 unemployment rate data.

11 SECTION 3. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 2-110 of Title 40, unless there  
13 is created a duplication in numbering, reads as follows:

14 For unemployment compensation claims submitted during a calendar  
15 year, the duration of benefits is limited to:

16 1. Twelve (12) weeks if the state's average unemployment rate  
17 is at or below five and one-half percent (5.5%);

18 2. An additional week in addition to the twelve (12) weeks for  
19 each one-half percent (0.5%) increment in the state's average  
20 unemployment rate above five and one-half percent (5.5%); and

21 3. Up to a maximum of twenty (20) weeks if the state's average  
22 unemployment rate exceeds nine percent (9%).

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1 SECTION 4. This act shall become effective November 1, 2020.

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3 57-2-11515 AB 02/27/20  
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