

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                   STATE OF OKLAHOMA

3                   2nd Session of the 57th Legislature (2020)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 3096

By: **Taylor**

7  
8                   COMMITTEE SUBSTITUTE

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

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

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

18                   Section 1-221.   BENEFIT WAGES.

19                   "Benefit wages" means the taxable wages earned by a claimant  
20 during the claimant's base period which are not in excess of the  
21 current maximum weekly benefit amount, as determined under Section  
22 2-104 of this title, multiplied by the maximum number of weeks for  
23 which benefits could be paid to any individual ~~(now twenty-six (26)~~  
24 ~~weeks)~~ pursuant to Section 3 of this act multiplied by three (3);

1 provided, however, no wages shall be included as "benefit wages"  
2 unless and until the claimant has been paid benefits for five (5)  
3 weeks in one (1) benefit year.

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

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

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

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

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

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

22 3. Up to a maximum of twenty (20) weeks if the state's average  
23 unemployment rate exceeds nine percent (9%).  
24

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

COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE, dated  
02/27/2020 - DO PASS, As Amended and Coauthored.