

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 SENATE BILL 1753

By: Kirt

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5
6 AS INTRODUCED

7 An Act relating to unemployment benefits; amending 40
8 O.S. 2021, Section 2-106, which relates to maximum
9 benefit amount; providing a scale for maximum
10 benefits allowed; increasing applicable percentages
11 for individual's wage; and providing an effective
12 date.

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

13 SECTION 1. AMENDATORY 40 O.S. 2021, Section 2-106, is
14 amended to read as follows:

15 Section 2-106. MAXIMUM BENEFIT AMOUNT.

16 An otherwise eligible individual shall be entitled during any
17 benefit year to a total amount of benefits equal to ~~whichever is the~~
18 ~~lesser~~ no more than one hundred fifty percent (150%) or less than
19 thirty percent (30%) of the state average wage. Benefit amounts
20 should be whichever is the greater of:

21 1. Twenty-six (26) times the weekly benefit amount of the
22 individual;

23 2. The applicable percentage of the state's average annual wage
24 for the second preceding calendar year as determined by the
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1 Commission, rounded to the nearest multiple of One Hundred Dollars
2 (\$100.00). The applicable percentage is determined by the
3 conditional factor in place during the calendar year in which the
4 individual files for benefits. The conditional factor is determined
5 pursuant to the provisions of Section 3-113 of this title. The
6 applicable percentages for this paragraph are as follows:

- 7 a. ~~twenty-five~~ forty percent ~~(25%)~~ (40%) during any
8 calendar year in which the balance in the Unemployment
9 Compensation Fund is in excess of the amount required
10 to initiate conditional contribution rates, pursuant
11 to the provisions of Section 3-113 of this title,
12 b. ~~twenty-three~~ thirty-seven and three-fourths percent
13 ~~(23.75%)~~ (37.75%) during calendar years in which
14 condition "a" exists,
15 c. ~~twenty-two and one-half~~ forty-five percent ~~(22.5%)~~
16 (45%) during calendar years in which condition "b"
17 exists,
18 d. ~~twenty-one~~ forty-two and one-fourth percent ~~(21.25%)~~
19 (42.25%) during calendar years in which condition "c"
20 exists, and
21 e. ~~twenty~~ forty percent ~~(20%)~~ (40%) during calendar years
22 in which condition "d" exists; or

23 3. The applicable percentage of the individual's wages for
24 insured work paid during the base period of the individual. The

1 applicable percentage is determined by the conditional factor in
2 place during the calendar year in which the individual files for
3 benefits. The conditional factor is determined pursuant to the
4 provisions of Section 3-113 of this title. The applicable
5 percentages for this paragraph are as follows:

- 6 a. fifty percent (50%) during any calendar year in which
7 the balance in the Unemployment Compensation Fund is
8 in excess of the amount required to initiate
9 conditional contribution rates, pursuant to the
10 provisions of Section 3-113 of this title,
- 11 b. forty-seven and one-half percent (47.5%) during
12 calendar years in which condition "a" exists,
- 13 c. forty-five percent (45%) during calendar years in
14 which condition "b" exists,
- 15 d. forty-two and one-half percent (42.5%) during calendar
16 years in which condition "c" exists, and
- 17 e. forty percent (40%) during calendar years in which
18 condition "d" exists.

19 SECTION 2. This act shall become effective November 1, 2022.
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21 58-2-2819 MR 1/20/2022 6:34:54 PM
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