

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE BILL 1753

By: Kirt

AS INTRODUCED

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

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

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

Section 2-106. MAXIMUM BENEFIT AMOUNT.

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

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

2. The applicable percentage of the state's average annual wage for the second preceding calendar year as determined by the

Commission, rounded to the nearest multiple of One Hundred Dollars (\$100.00). The applicable percentage is determined by the conditional factor in place during the calendar year in which the individual files for benefits. The conditional factor is determined pursuant to the provisions of Section 3-113 of this title. The applicable percentages for this paragraph are as follows:

- a. ~~twenty-five~~ fifty percent ~~(25%)~~ (50%) during any calendar year in which the balance in the Unemployment Compensation Fund is in excess of the amount required to initiate conditional contribution rates, pursuant to the provisions of Section 3-113 of this title,
- b. ~~twenty-three~~ thirty-seven and three-fourths percent ~~(23.75%)~~ (37.75%) during calendar years in which condition "a" exists,
- c. ~~twenty-two and one-half~~ forty-five percent ~~(22.5%)~~ (45%) during calendar years in which condition "b" exists,
- d. ~~twenty-one~~ forty-two and one-fourth percent ~~(21.25%)~~ (42.25%) during calendar years in which condition "c" exists, and
- e. ~~twenty~~ forty percent ~~(20%)~~ (40%) during calendar years in which condition "d" exists; or

3. The applicable percentage of the individual's wages for 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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