

# Senate Bill 462

Sponsored by COMMITTEE ON COMMERCE AND WORKFORCE DEVELOPMENT

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Extends definition of "base year" to include most recent four calendar quarters preceding benefit year for purpose of determining eligibility for unemployment insurance benefits.

### A BILL FOR AN ACT

1 Relating to eligibility for unemployment insurance benefits.

2 **Be It Enacted by the People of the State of Oregon:**

3 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 657.**

4 **SECTION 2. (1)(a) Notwithstanding ORS 657.010 (1), in the case of an individual who is**  
5 **not eligible for benefits under ORS 657.150 (2) using the definition in ORS 657.010 (1), "base**  
6 **year" means the last four completed calendar quarters preceding the benefit year.**

7 **(b) Notwithstanding paragraph (a) of this subsection, a determination of eligibility under**  
8 **ORS 657.150 (2) may not be made using paragraph (a) of this subsection if the individual**  
9 **qualifies or would qualify for regular benefits under the unemployment law of another gov-**  
10 **ernmental jurisdiction using that jurisdiction's standard base year.**

11 **(c) Work and earnings in a calendar quarter that is included in a claim determined to**  
12 **be eligible using the base year as defined in paragraph (a) of this subsection cannot be in-**  
13 **cluded in the base year of a subsequent claim unless the subsequent claim's base year is**  
14 **extended under ORS 657.170 to include the calendar quarter.**

15 **(2)(a) Except as provided in paragraph (b) of this subsection, the definition of "base**  
16 **year" that applies for the purposes of determining an individual's eligibility for benefits under**  
17 **ORS 657.150 applies for all purposes under this chapter related to that individual's claim.**

18 **(b) When making a finding under ORS 657.170 (1), "base year" has the meaning given that**  
19 **term in ORS 657.010 (1).**

20 **(3) The Director of the Employment Department shall adopt rules necessary to carry out**  
21 **the provisions of this section.**

22 **SECTION 3. Section 2 of this 2009 Act applies only to claims for benefits filed on or after**  
23 **the operative date of section 2 of this 2009 Act.**

24 **SECTION 4. Section 2 of this 2009 Act becomes operative on the first day of the week,**  
25 **as defined in ORS 657.010 (15), that begins 90 days after the effective date of a federal law**  
26 **that provides increased funding to states that expand unemployment insurance benefits to**  
27 **individuals who qualify for benefits as described in section 2 (1)(a) of this 2009 Act.**

28 **SECTION 5. The Director of the Employment Department shall notify the Legislative**  
29 **Counsel upon enactment of the federal law described in section 4 of this 2009 Act.**  
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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.