

HOUSE No. 3314

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act to extend unemployment benefits.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make supplemental appropriations for fiscal year 2011 and to make certain changes in law, each of which is immediately necessary to carry out those appropriations or to accomplish other important public purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Whereas, The deferred operation of this act would tend to defeat its purposes, which are
2 forthwith to make supplemental appropriations for fiscal year 2011 and to make certain changes
3 in law, each of which is immediately necessary to carry out those appropriations or to
4 accomplish other important public purposes, therefore it is hereby declared to be an emergency
5 law, necessary for the immediate preservation of the public convenience.

6 Section 45 of chapter 30 of the acts of 2009 is hereby amended by adding the following
7 subsection:-

8 (f) Notwithstanding paragraphs (d) and (e) of subsection (1) of section 30A of chapter
9 151A of the General Laws and paragraphs (1) and (2) of subsection (b):

10 (1) with respect to weeks of unemployment beginning on or after the effective date of
11 enactment of Public Law 111-312 and ending on or before December 31, 2011 or the date
12 established in federal law permitting this provision: (A) there is a state “on” indicator under
13 paragraph (d) of subsection (1) of section 30A of chapter 151A for a week: (i) if the average rate
14 of insured unemployment for the period consisting of such week and the immediately preceding
15 twelve weeks equals or exceeds 5 per cent, and (ii) the average rate of insured unemployment for
16 the period consisting of such week and the immediately preceding twelve weeks equals or
17 exceeds 120 per cent of the average of such rates for the corresponding 13-week period ending in
18 each of the preceding 3 calendar years; (B) there is a state “off” indicator for a week based on the
19 rate of insured unemployment only if for the period consisting of such week and the immediately
20 preceding twelve weeks, clause (A) of paragraph (1) does not result in an “on” indicator.

21 (2) with respect to the weeks of unemployment referred to in paragraph (1) : (A)(i) there
22 is a state “on” indicator for a week if the average rate of total unemployment , seasonally
23 adjusted, as determined by the United States Secretary of Labor, for the period consisting of the
24 most recent 3 months for which data for all states are published before the close of such week
25 equals or exceeds 6.5 per cent , but 8.0 percent in a “high unemployment period” as defined in
26 clause (A) of paragraph (3) of subsection (b), and (ii) the average rate of total unemployment in
27 the state, seasonally adjusted, as determined by the United States Secretary of Labor, for the 3-
28 month period referred to in clause (i), equals or exceeds 110 per cent of such average for any or
29 all of the corresponding 3-month periods in the 3 preceding calendar years; (B) there is a state
30 “off” indicator for a week based on the rate of total unemployment only if for the period
31 consisting of the most recent 3 months for which the data for all states are published before the
32 close of such week, clause (A) of paragraph (2) does not result in an “on” indicator.