

**Calendar No. 246**

103D CONGRESS  
1ST SESSION

**H. R. 3167**

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**AN ACT**

To extend the emergency unemployment compensation program, to establish a system of worker profiling, and for other purposes.

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OCTOBER 18 (legislative day, OCTOBER 13), 1993  
Received

OCTOBER 21 (legislative day, OCTOBER 13), 1993  
Read twice and ordered placed on the calendar

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IN THE SENATE OF THE UNITED STATES

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**AN ACT**

To extend the emergency unemployment compensation program, to establish a system of worker profiling, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Unemployment Com-  
5 pensation Amendments of 1993”.

6 **SEC. 2. EXTENSION OF EMERGENCY UNEMPLOYMENT COM-**  
7 **PENSATION PROGRAM.**

8 (a) GENERAL RULE.—Sections 102(f)(1) and  
9 106(a)(2) of the Emergency Unemployment Compensation

1 Act of 1991 (Public Law 102–164, as amended) are each  
2 amended by striking “October 2, 1993” and inserting  
3 “February 5, 1994”.

4 (b) WEEKS OF BENEFITS AVAILABLE DURING EX-  
5 TENSION.—

6 (1) Subparagraph (A) of section 102(b)(2) of  
7 such Act is amended—

8 (A) by redesignating clause (vi) as clause  
9 (vii),

10 (B) by inserting after clause (v) the follow-  
11 ing new clause:

12 “(vi) REDUCTION OF WEEKS AFTER  
13 OCTOBER 2, 1993.—In the case of weeks  
14 beginning after October 2, 1993—

15 “(I) clause (i) of this subpara-  
16 graph shall be applied by substituting  
17 ‘13’ for ‘33’ and by substituting ‘7’  
18 for ‘26’,

19 “(II) clauses (ii), (iii), (iv), and  
20 (v) of this subparagraph shall not  
21 apply, and

22 “(III) subparagraph A of para-  
23 graph (1) shall be applied by sub-  
24 stituting ‘50 percent’ for ‘130 per-  
25 cent.’”, and

1 (C) by striking “or (iv)” in clause (vii) (as  
2 redesignated by subparagraph (A)) and insert-  
3 ing “(iv), or (vi)”.

4 (2) Subparagraph (B) of section 102(b)(2) of  
5 such Act is amended by striking “and (iv)” and in-  
6 serting “(iv) and (vi)”.

7 (c) MODIFICATION OF FINAL PHASE-OUT.—Para-  
8 graph (2) of section 102(f) of such Act is amended—

9 (1) by striking “October 2, 1993” and inserting  
10 “February 5, 1994”, and

11 (2) by striking “January 15, 1994” and insert-  
12 ing “April 30, 1994”.

13 (d) CONFORMING AMENDMENTS.—Section 101(e) of  
14 such Act is amended—

15 (1) by striking “October 2, 1993” each place it  
16 appears in paragraph (1) and inserting “February 5,  
17 1994”, and

18 (2) by striking “(and is not triggered off under  
19 paragraph (1))” in paragraph (2) and inserting  
20 “after February 5, 1994,”.

21 (e) EFFECTIVE DATE.—The amendments made by  
22 this section shall apply to weeks of unemployment begin-  
23 ning after October 2, 1993.

1 **SEC. 3. MODIFICATION TO ELIGIBILITY REQUIREMENTS**  
2 **FOR EMERGENCY UNEMPLOYMENT COM-**  
3 **PENSATION.**

4 (a) REPEAL OF DISREGARD OF RIGHTS TO REGULAR  
5 COMPENSATION.—Subsection (f) of section 101 of the  
6 Emergency Unemployment Compensation Act of 1991  
7 (Public Law 102–164, as amended) is hereby repealed.

8 (b) EFFECTIVE DATE.—The repeal made by sub-  
9 section (a) shall apply to weeks of unemployment begin-  
10 ning after the date of the enactment of this Act; except  
11 that such repeal shall not apply in determining eligibility  
12 for emergency unemployment compensation from an ac-  
13 count established before October 2, 1993.

14 **SEC. 4. WORKER PROFILING.**

15 (a) IN GENERAL.—

16 (1) ESTABLISHMENT OF PROFILING SYSTEM.—  
17 Section 303 of the Social Security Act is amended  
18 by adding at the end thereof the following new sub-  
19 section:

20 “(j)(1) The State agency charged with the adminis-  
21 tration of the State law shall establish and utilize a system  
22 of profiling all new claimants for regular compensation  
23 that—

24 “(A) identifies which claimants will be likely to  
25 exhaust regular compensation and will need job

1 search assistance services to make a successful tran-  
2 sition to new employment;

3 “(B) refers claimants identified pursuant to  
4 subparagraph (A) to reemployment services, such as  
5 job search assistance services, available under any  
6 State or Federal law;

7 “(C) collects follow-up information relating to  
8 the services received by such claimants and the em-  
9 ployment outcomes for such claimants subsequent to  
10 receiving such services and utilizes such information  
11 in making identifications pursuant to subparagraph  
12 (A); and

13 “(D) meets such other requirements as the Sec-  
14 retary of Labor determines are appropriate.

15 “(2) Whenever the Secretary of Labor, after reason-  
16 able notice and opportunity for hearing to the State agen-  
17 cy charged with the administration of the State law, finds  
18 that there is a failure to comply substantially with the re-  
19 quirements of paragraph (1), the Secretary of Labor shall  
20 notify such State agency that further payments will not  
21 be made to the State until he is satisfied that there is  
22 no longer any such failure. Until the Secretary of Labor  
23 is so satisfied, he shall make no further certification to  
24 the Secretary of the Treasury with respect to such State.”.

1           (2) CONFORMING AMENDMENT.—Section  
2           304(a)(2) of the Social Security Act is amended by  
3           striking “or (i)” and inserting “(i), or (j)”.

4           (b) PARTICIPATION REQUIREMENT.—Section 303(a)  
5 of the Social Security Act is amended—

6           (1) by striking the period at the end of para-  
7           graph (9) and inserting “; and”, and

8           (2) by adding at the end thereof the following  
9           new paragraph:

10           “(10) A requirement that, as a condition of eli-  
11           gibility for regular compensation for any week, any  
12           claimant who has been referred to reemployment  
13           services pursuant to the profiling system under sub-  
14           section (j)(1)(B) participate in such services or in  
15           similar services unless the State agency charged with  
16           the administration of the State law determines—

17           “(A) such claimant has completed such  
18           services; or

19           “(B) there is justifiable cause for such  
20           claimant’s failure to participate in such serv-  
21           ices.”.

22           (c) TECHNICAL ASSISTANCE.—The Secretary of  
23 Labor shall provide technical assistance and advice to as-  
24 sist the States in implementing the profiling system re-  
25 quired under the amendments made by subsection (a).

1 Such assistance shall include the development and identi-  
2 fication of model profiling systems.

3 (d) REPORT TO CONGRESS.—Not later than the date  
4 3 years after the date of enactment of this Act, the Sec-  
5 retary of Labor shall report to the Congress on the oper-  
6 ation and effectiveness of the profiling system required  
7 under the amendments made by subsection (a) and the  
8 participation requirement provided by the amendments  
9 made under subsection (b). Such report shall include such  
10 recommendations as the Secretary of Labor determines  
11 are appropriate.

12 (e) CONFORMING AMENDMENT.—Section 4 of the  
13 Emergency Unemployment Compensation Amendments of  
14 1993 (Public Law 103–6) is hereby repealed.

15 (f) EFFECTIVE DATES.—

16 (1) The amendments made by subsections (a)  
17 and (b) shall take effect on the date one year after  
18 the date of the enactment of this Act.

19 (2) The provisions of subsections (c), (d), and  
20 (e) shall take effect on the date of enactment of this  
21 Act.

22 **SEC. 5. TECHNICAL AMENDMENT TO UNEMPLOYMENT**  
23 **TRUST FUND.**

24 Paragraph (1) of section 905(b) of the Social Secu-  
25 rity Act is amended to read as follows:

1       “(b)(1) Except as provided in paragraph (3), the Sec-  
2 retary of the Treasury shall transfer (as of the close of  
3 each month) from the employment security administration  
4 account to the extended unemployment compensation ac-  
5 count established by subsection (a), an amount (deter-  
6 mined by such Secretary) equal to 20 percent of the  
7 amount by which—

8           “(A) the transfers to the employment security  
9 administration account pursuant to section  
10 901(b)(2) during such month, exceed

11           “(B) the payments during such month from the  
12 employment security administration account pursu-  
13 ant to section 901 (b)(3) and (d).

14 If for any such month the payments referred to in sub-  
15 paragraph (B) exceed the transfers referred to in subpara-  
16 graph (A), proper adjustments shall be made in the  
17 amounts subsequently transferred.”.

18 **SEC. 6. EXTENSION OF REPORTING DATE FOR ADVISORY**  
19 **COUNCIL.**

20 Section 908(f) of the Social Security Act is amend-  
21 ed—

22           (1) in paragraph (1), by striking “2d year” and  
23 inserting “third year”; and

24           (2) in paragraph (2), by striking “February 1,  
25 1994” and inserting “February 1, 1995”.

1 **SEC. 7. TEMPORARY INCREASE IN SPONSORSHIP PERIOD**  
2 **FOR ALIENS UNDER THE SUPPLEMENTAL SE-**  
3 **CURITY INCOME PROGRAM.**

4 (a) INCREASE IN SPONSORSHIP PERIOD.—

5 (1) IN GENERAL.—Section 1621 of the Social  
6 Security Act (42 U.S.C. 1382j) is amended by strik-  
7 ing “three years” each place such term appears and  
8 inserting “5 years”.

9 (2) EFFECTIVE DATE.—The amendments made  
10 by paragraph (1) shall take effect on January 1,  
11 1994.

12 (b) REINSTATEMENT OF PRIOR LAW.—

13 (1) IN GENERAL.—Section 1621 of the Social  
14 Security Act (42 U.S.C. 1382j), as amended by sub-  
15 section (a)(1) of this section, is amended by striking  
16 “5 years” each place such term appears and insert-  
17 ing “3 years”.

18 (2) EFFECTIVE DATE.—The amendments made  
19 by paragraph (1) shall take effect on October 1,  
20 1996.

21 **SEC. 8. TREATMENT OF RAILROAD WORKERS.**

22 (a) EXTENSION OF PROGRAM.—

23 (1) IN GENERAL.—Paragraphs (1) and (2) of  
24 section 501(b) of the Emergency Unemployment  
25 Compensation Act of 1991 (Public Law 102-164, as

1 amended) are each amended by striking “October 2,  
2 1993” and inserting “January 1, 1994”.

3 (2) CONFORMING AMENDMENT.—Section  
4 501(a) of such Act is amended by striking “October  
5 1993” and inserting “January 1994”.

6 (b) LENGTH OF BENEFITS DURING PERIOD OF EX-  
7 TENSION.—Section 501(d)(2)(B)(ii) of such Act is amend-  
8 ed by striking “on and after the date on which a reduction  
9 in benefits is imposed under section 102(b)(2)(A)(iv)” and  
10 inserting “after October 2, 1993”.

11 (c) TERMINATION OF BENEFITS.—Section 501(e) of  
12 such Act is amended—

13 (1) by striking “October 2, 1993” and inserting  
14 “January 1, 1994”, and

15 (2) by striking “January 15, 1994” and insert-  
16 ing “March 26, 1994”.

Passed the House of Representatives October 15,  
1993.

Attest: DONNALD K. ANDERSON,  
*Clerk.*