

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 320

To provide for certain reforms with respect to unemployment programs.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 4 (legislative day, JANUARY 5), 1993

Mr. WOFFORD introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To provide for certain reforms with respect to unemployment programs.

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, Reemployment, and Fairness Act of 1993”.

6 **SEC. 2. INDIVIDUALS IN SELF-EMPLOYMENT PROGRAMS.**

7 (a) IN GENERAL.—Section 3304(a)(8) of the Internal  
8 Revenue Code of 1986 (relating to requirements) is  
9 amended by striking “compensation” and inserting “(A)  
10 compensation”, by striking the semicolon and inserting “;

1 and”, and by adding at the end thereof the following new  
2 subparagraph:

3           “(B) if the State elects to participate, com-  
4           pensation shall not be denied or reduced to any  
5           individual for any week because such individual  
6           is participating in a qualified self-employment  
7           program (as defined in section 3306(t)) with  
8           the approval of the State agency (or because of  
9           the application, to any such week in such pro-  
10          gram, of State law provisions relating to avail-  
11          ability for work, active search for work, or re-  
12          fusal to accept work);”.

13          (b) DEFINITION.—Section 3306 of such Code (relat-  
14          ing to definitions) is amended by adding at the end thereof  
15          the following new subsection:

16          “(t) QUALIFIED SELF-EMPLOYMENT PROGRAM.—  
17          For purposes of this chapter, the term ‘qualified self-em-  
18          ployment program’ means a program which—

19                 “(1) meets the requirements established by the  
20                 Secretary of Labor, including requirements for State  
21                 agencies to determine what constitutes a good pros-  
22                 pect for successful, permanent self-employment,

23                 “(2) is approved by the State agency, and

24                 “(3) provides training for individuals attempt-  
25                 ing to become self-employed.”.

1 (c) EFFECTIVE DATE.—The amendments made by  
2 this section shall apply to compensation paid for weeks  
3 beginning on or after January 1, 1993.

4 **SEC. 3. EARLY REEMPLOYMENT REVIEW OF UNEMPLOYED**  
5 **WORKERS.**

6 (a) IN GENERAL.—Section 303 of the Social Security  
7 Act (42 U.S.C. 503) is amended by adding at the end  
8 thereof the following new subsection:

9 “(j)(1) The State agency charged with the adminis-  
10 tration of the State law—

11 “(A) shall, not later than the last day of the  
12 5th week for which compensation is payable in an  
13 unemployed individual’s benefit year, provide an  
14 early review of the individual’s reemployment pros-  
15 pects, to the extent the State agency determines ef-  
16 fective,

17 “(B) shall, to the extent the State agency deter-  
18 mines effective, provide reemployment review infor-  
19 mation to other State employment and training pro-  
20 gram staff, including staff of State job services and  
21 service delivery areas (as described in section 101 of  
22 the Job Training Partnership Act),

23 “(C) shall, to the extent the State agency deter-  
24 mines effective, provide job search and placement  
25 services, counseling, testing, occupational and labor

1 market information, assessment, and referral to em-  
2 ployers,

3 “(D) shall provide technical and training pro-  
4 gram staff to assist with reemployment services,

5 “(E) shall provide followup evaluation and as-  
6 sistance to individuals participating in reemployment  
7 activities, and

8 “(F) may provide reemployment reviews and, to  
9 the extent the State agency determines effective, re-  
10 employment services for workers who have received  
11 notice of permanent layoff or impending layoff, or  
12 workers in occupations which are experiencing lim-  
13 ited demand due to technological change, impact of  
14 imports, or plant closures.

15 “(2) The Secretary of Labor shall prescribe such reg-  
16 ulations as are necessary to carry out the provisions of  
17 this subsection, including regulations—

18 “(A) to carry out the provisions of subpara-  
19 graphs (A) and (B) of paragraph (1),

20 “(B) to determine whether an individual should  
21 be considered temporarily or permanently laid off,  
22 and

23 “(C) to assist States in examining the use of  
24 computer technology to achieve the purposes of this  
25 subsection.”.

1 (b) EFFECTIVE DATE.—The amendment made by  
2 this section shall take effect on the date that is 90 days  
3 after the date of the enactment of this Act.

4 **SEC. 4. HEARINGS FOR EMPLOYERS.**

5 (a) IN GENERAL.—Section 303(a)(3) of the Social  
6 Security Act (42 U.S.C. 503(a)(3)) is amended by insert-  
7 ing “and for all taxpayers with respect to liability to make  
8 contributions, and to pay amounts, under the unemploy-  
9 ment compensation law of the State” before the semicolon.

10 (b) REGULATIONS.—The Secretary of Labor may  
11 prescribe such regulations as the Secretary deems nec-  
12 essary to carry out the amendment made by subsection  
13 (a) to section 303(a)(3) of the Social Security Act.

14 (c) EFFECTIVE DATE.—The amendment made by  
15 this section shall take effect on the date that is 90 days  
16 after the date of the enactment of this Act.

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