

(A) the first day of unemployment following the day on which he exhausted his rights to unemployment benefits (as determined under subsection (b) of this section) in such benefit year; or

(B) March 10, 1983,

and consisting of five consecutive registration periods (without regard to benefit year); except that for purposes of this paragraph, any registration period beginning after June 30, 1983, and before November 30, 1983, shall not be taken into account for purposes of payment of benefits, or in determining the consecutiveness of registration periods.

(2) For purposes of this section the term "period of eligibility" means, with respect to any employee for the benefit year beginning July 1, 1983, the period beginning with the later of—

(A) the first day of unemployment following the day on which he exhausted his rights to unemployment benefits (as determined under subsection (b) of this section) in such benefit year; or

(B) November 30, 1983,

and consisting of five consecutive registration periods; except that no such period of eligibility shall include any registration period beginning after June 30, 1984.

**(g) Terms and conditions**

The terms and conditions of this chapter that apply to claims for unemployment benefits and the payment or recovery thereof shall apply to claims for supplemental unemployment benefits and payment thereof, except where inconsistent with the provisions of this section.

**(h) Authorization of appropriations**

(1) There are authorized to be appropriated from the general fund in the Treasury to the railroad unemployment insurance account in the Unemployment Trust Fund, without fiscal year limitation, such sums as may be necessary to pay supplemental unemployment benefits payable by reason of this section. Such amounts shall not be required to be repaid.

(2) There are authorized to be appropriated from the general fund in the Treasury to the railroad unemployment insurance administration account in the Unemployment Trust Fund, without fiscal year limitation, such sums as may be necessary to meet the costs of administering the program of supplemental unemployment benefits established by this section. Such amounts shall not be required to be repaid.

(June 25, 1938, ch. 680, §17, as added Mar. 24, 1983, Pub. L. 98-8, title I, §102(a), 97 Stat. 32; amended Nov. 30, 1983, Pub. L. 98-181, title II, §2005(a), 97 Stat. 1298.)

CODIFICATION

Another section 17 of act June 25, 1938, is classified to section 367 of this title.

AMENDMENTS

1983—Subsec. (a)(2). Pub. L. 98-181, §2005(a)(1), inserted "or the benefit year beginning July 1, 1983," after "the benefit year beginning July 1, 1982,".

Subsec. (e). Pub. L. 98-181, §2005(a)(2), substituted "June 30, 1984" for "June 30, 1983".

Subsec. (f). Pub. L. 98-181, §2005(a)(3), amended subsec. (f) generally, providing separate paragraphs for the

benefit year beginning July 1, 1982, and benefit year beginning July 1, 1983, for former provision which read: "For purposes of this section the term 'period of eligibility' means with respect to any employee, the period beginning with the first day of unemployment following the later of (i) the day on which he exhausted his rights to unemployment benefits (as determined under subsection (b) of this section) in the benefit year beginning July 1, 1982, or (ii) January 31, 1983, and shall consist of five consecutive registration periods, except that no supplemental benefits under this section shall be payable for any day of unemployment in any registration period beginning after June 30, 1983."

EFFECTIVE DATE OF 1983 AMENDMENT

Section 2005(b) of Pub. L. 98-181 provided that: "The amendments made by this section [amending this section] shall apply with respect to days of unemployment during any registration period beginning on or after the date of the enactment of this Act [Nov. 30, 1983]."

**§ 369. Annual report**

On or before July 1 of 1989, and of each calendar year thereafter, the Railroad Retirement Board shall submit to the Congress a report on the financial status of the railroad unemployment insurance system under various economic and employment assumptions. Such report shall include any recommendation for financing changes which might be advisable, including any adjustment the Railroad Retirement Board recommends regarding the rates of employer contributions.

(Pub. L. 100-647, title VII, §7105, Nov. 10, 1988, 102 Stat. 3772.)

CODIFICATION

Section was enacted as part of the Railroad Unemployment Insurance and Retirement Improvement Act of 1988 and also as part of the Technical and Miscellaneous Revenue Act of 1988, and not as part of the Railroad Unemployment Insurance Act which comprises this chapter.

**CHAPTER 12—TEMPORARY RAILROAD UNEMPLOYMENT INSURANCE PROGRAM**

Sec.

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| 401. | Payment of compensation; eligibility; duration; maximum aggregate amount payable; duplication of benefits; application of railroad unemployment insurance provisions. |
| 402. | Exchange of information between Secretary of Labor and Railroad Retirement Board.   |
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**§ 401. Payment of compensation; eligibility; duration; maximum aggregate amount payable; duplication of benefits; application of railroad unemployment insurance provisions**

An employee as defined in the Railroad Unemployment Insurance Act [45 U.S.C. 351 et seq.] who has, after June 30, 1960, and before April 1, 1962, exhausted (within the meaning prescribed by the Railroad Retirement Board by regulation) his right to unemployment benefits under the Railroad Unemployment Insurance Act, shall be paid unemployment benefits in accordance otherwise with the provisions of such Act for days of unemployment, not exceeding sixty-