

5100

2015-2016 Regular Sessions

I N   A S S E M B L Y

February 12, 2015

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Introduced by M. of A. GOODELL -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to allowing claimants collecting unemployment to obtain part-time work without losing their unemployment benefits

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 1 of section 590 of the labor law, as amended  
2     by chapter 645 of the laws of 1951, is amended to read as follows:  
3     1. Entitlement to benefits. A claimant shall be entitled to accumulate  
4     effective days for the purpose of benefit rights only if he has complied  
5     with the provisions of this article regarding the filing of his claim,  
6     including the filing of a valid original claim, registered as totally  
7     unemployed OR PARTIALLY EMPLOYED PURSUANT TO SECTION FIVE HUNDRED NINE-  
8     TY-A OF THIS TITLE, reported his subsequent employment and unemployment,  
9     and reported for work or otherwise given notice of the continuance of  
10    his unemployment.  
11    S 2. The labor law is amended by adding a new section 590-a to read as  
12    follows:  
13    S 590-A. REDUCTIONS IN UNEMPLOYMENT BENEFITS DUE TO PART-TIME WORK. 1.  
14    ENTITLEMENT TO BENEFITS. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO  
15    THE CONTRARY ANY CLAIMANT WHO ACCEPTS PART-TIME WORK SHALL BE ELIGIBLE  
16    TO COLLECT PARTIAL UNEMPLOYMENT PURSUANT TO THIS SECTION PROVIDED SUCH  
17    CLAIMANT MEETS THE CRITERIA OUTLINED IN THIS SECTION.  
18    2. REPORTING PART-TIME EMPLOYMENT. A CLAIMANT COLLECTING UNEMPLOYMENT  
19    WHO IS PAID FOR PART-TIME EMPLOYMENT WHILE COLLECTING UNEMPLOYMENT SHALL  
20    BE REQUIRED TO REPORT DURING EACH COMPENSABLE PERIOD THE AMOUNT OF MONEY  
21    EARNED FROM SUCH PART-TIME WORK.  
22    3. BENEFIT RATE. A CLAIMANT'S UNEMPLOYMENT BENEFIT SHALL BE REDUCED BY  
23    FIFTY PERCENT OF THE PART-TIME INCOME DURING A COMPENSABLE PERIOD, IN A  
24    MANNER DETERMINED BY THE COMMISSIONER.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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1       4. PENALTIES FOR FALSE OR INACCURATE REPORTING. THE PROVISIONS OF  
2 SECTION FIVE HUNDRED NINETY-FOUR OF THIS TITLE SHALL CONTROL SHOULD A  
3 CLAIMANT INACCURATELY REPORT OR FAIL TO REPORT THE AMOUNT OF PART-TIME  
4 WAGES EARNED DURING ANY COMPENSABLE PERIOD.

5       S 3. This act shall take effect on the sixtieth day after it shall  
6 have become a law provided, however that the commissioner of labor may  
7 promulgate any rules or regulations necessary for the implementation of  
8 this act prior to such effective date.