

5100

2015-2016 Regular Sessions

I N A S S E M B L Y

February 12, 2015

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.