

STATE OF NEW YORK

5426

2019-2020 Regular Sessions

IN ASSEMBLY

February 12, 2019

Introduced by M. of A. GOODELL, GIGLIO, DiPIETRO, CROUCH, RA, BRABENEC, FRIEND, NORRIS, DeSTEFANO -- Multi-Sponsored by -- M. of A. BARCLAY, BLANKENBUSH, B. MILLER, MORINELLO, ORTIZ, STEC, WALSH -- 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 § 2. The labor law is amended by adding a new section 590-a to read as
12 follows:

13 § 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.

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

LBD09022-01-9

1 3. Benefit rate. A claimant's unemployment benefit shall be reduced by
2 fifty percent of the part-time income during a compensable period, in a
3 manner determined by the commissioner.

4 4. Penalties for false or inaccurate reporting. The provisions of
5 section five hundred ninety-four of this title shall control should a
6 claimant inaccurately report or fail to report the amount of part-time
7 wages earned during any compensable period.

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