STATE OF NEW YORK

5589

2023-2024 Regular Sessions

IN ASSEMBLY

March 16, 2023

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:

Section 1. Subdivision 1 of section 590 of the labor law, as amended by chapter 645 of the laws of 1951, is amended to read as follows:

1. Entitlement to benefits. A claimant shall be entitled to accumulate effective days for the purpose of benefit rights only if [~~he~~] **such claimant** has complied with the provisions of this article regarding the filing of [~~his~~] **the** claim, including the filing of a valid original claim, registered as totally unemployed **or partially employed pursuant to section five hundred ninety-a of this title**, reported [~~his~~] **such claimant's** subsequent employment and unemployment, and reported for work or otherwise given notice of the continuance of [~~his~~] **such claimant's** unemployment.

§ 2. Subdivision 1 of section 590 of the labor law, as amended by chapter 277 of the laws of 2021, is amended to read as follows:

1. Entitlement to benefits. A claimant shall be entitled to accumulate effective weeks for the purpose of benefit rights only if [~~he~~] **such claimant** has complied with the provisions of this article regarding the filing of [~~his~~] **the** claim, including the filing of a valid original claim, registered as totally or partially unemployed **pursuant to section five hundred ninety-a of this title**, reported [~~his~~] **such claimant's** subsequent employment and unemployment, and reported for work or otherwise given notice of the continuance of [~~his~~] **such claimant's** unemployment.

§ 3. The labor law is amended by adding a new section 590-a to read as follows:

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

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§ 590-a. Reductions in unemployment benefits due to part-time work. 1. Entitlement to benefits. Notwithstanding any other provision of law to the contrary any claimant who accepts part-time work shall be eligible to collect partial unemployment pursuant to this section provided such claimant meets the criteria outlined in this section.

2. Reporting part-time employment. A claimant collecting unemployment who is paid for part-time employment while collecting unemployment shall be required to report during each compensable period the amount of money earned from such part-time work.

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

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

§ 4. This act shall take effect on the sixtieth day after it shall have become a law; provided, however, that the amendments to subdivision 1 of section 590 of the labor law made by section two of this act shall take effect on the same date and the same manner as section six of chapter 277 of the laws of 2021, takes effect. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.