STATE OF NEW YORK

2976

2023-2024 Regular Sessions

IN SENATE

January 26, 2023

Introduced by Sens. MAYER, ADDABBO, BROUK, HARCKHAM, JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the labor law, in relation to requiring that notice of initial determinations for unemployment benefits be provided

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 1 of section 597 of the labor law, as added by chapter 705 of the laws of 1944 and renumbered by chapter 663 of the laws of 1946, is amended to read as follows:

1. Issuance. The validity of the claim and the amount of benefits payable to the claimant shall be determined in accordance with the regulations and procedure established by the commissioner and, when such determination is issued by the commissioner, it shall be deemed the initial determination of the claim. **Notwithstanding any law, rule or regulation to the contrary, the commissioner shall provide notice to each claimant of such initial determination of approval or denial of the claim no later than thirty days after the claimant has furnished all information required under paragraph (a) of subdivision two of this section. If the commissioner is unable to issue a determination within such prescribed time frame due to exigent circumstances, such notice shall inform the claimant of the new estimated time frame for the issuance of a determination, the retroactive effective date the claimant would receive benefits from if approved, and how the claimant may confirm the status of the determination if it is not received by the new estimated time frame.**

§ 2. This act shall take effect immediately.

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

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