



**AMENDMENT TO THE AMENDMENT IN THE NATURE OF A SUBSTITUTE TO H.R. 1745, AS REPORTED**

**OFFERED BY MS. LEE OF CALIFORNIA**

[Page and line numbers refer to the document dated May 20, 2011 (5:46 p.m.)]

Page 1, strike line 1 and all that follow through page 18, line 13, and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Emergency Unemploy-  
3 ment Compensation Expansion Act of 2011”.

4 **SEC. 2. ADDITIONAL FIRST-TIER EMERGENCY UNEMPLOY-  
5 MENT COMPENSATION.**

6 (a) **IN GENERAL.**—Section 4002(b)(1) of the Supple-  
7 mental Appropriations Act, 2008 (Public Law 110–252;  
8 26 U.S.C. 3304 note) is amended—

9 (1) in subparagraph (A), by striking “80” and  
10 inserting “131”; and

11 (2) in subparagraph (B), by striking “20” and  
12 inserting “34”.

13 (b) **COORDINATION RULE.**—Section 4002(f) of such  
14 Act is amended by adding at the end the following:

1           “(3) RULES RELATING TO ADDITIONAL WEEKS  
2           OF FIRST-TIER EMERGENCY UNEMPLOYMENT COM-  
3           PENSATION.—

4                   “(A) IN GENERAL.—If a State determines  
5           that implementation of the increased entitle-  
6           ment to first-tier emergency unemployment  
7           compensation by reason of the amendments  
8           made by section 2(a) of the Emergency Unem-  
9           ployment Compensation Expansion Act of 2011  
10          would unduly delay the prompt payment of  
11          emergency unemployment compensation under  
12          this title, such State may elect to pay second-  
13          tier, third-tier, or fourth-tier emergency unem-  
14          ployment compensation (or a combination of  
15          those tiers) prior to the payment of such in-  
16          creased first-tier emergency unemployment  
17          compensation until such time as such State de-  
18          termines that such increased first-tier emer-  
19          gency unemployment compensation may be paid  
20          without undue delay.

21                   “(B) SPECIAL RULES.— If a State makes  
22          an election under subparagraph (A) which re-  
23          sults in—

24                           “(i) the payment of second-tier (but  
25                           not third-tier) emergency unemployment

1 compensation prior to the payment of in-  
2 creased first-tier emergency unemployment  
3 compensation, then, for purposes of deter-  
4 mining whether an account may be aug-  
5 mented for third-tier emergency unemploy-  
6 ment compensation under subsection (d),  
7 such State shall treat the date of exhaus-  
8 tion of such increased first-tier emergency  
9 unemployment compensation as the date of  
10 exhaustion of second-tier emergency unem-  
11 ployment compensation, if such date is  
12 later than the date of exhaustion of the  
13 second-tier emergency unemployment com-  
14 pensation; or

15 “(ii) the payment of third-tier emer-  
16 gency unemployment compensation prior to  
17 the payment of increased first-tier emer-  
18 gency unemployment compensation, then,  
19 for purposes of determining whether an ac-  
20 count may be augmented for fourth-tier  
21 emergency unemployment compensation  
22 under subsection (e), such State shall treat  
23 the date of exhaustion of such increased  
24 first-tier emergency unemployment com-  
25 pensation as the date of exhaustion of

1           third-tier emergency unemployment com-  
2           pensation, if such date is later than the  
3           date of exhaustion of the third-tier emer-  
4           gency unemployment compensation.

5           “(4) COORDINATION OF MODIFICATIONS (RE-  
6           LATING TO ADDITIONAL FIRST-TIER EMERGENCY  
7           UNEMPLOYMENT COMPENSATION) WITH EXTENDED  
8           COMPENSATION.—Notwithstanding an election under  
9           section 4001(e) by a State to provide for the pay-  
10          ment of emergency unemployment compensation  
11          prior to extended compensation, such State may pay  
12          extended compensation to an otherwise eligible indi-  
13          vidual prior to any additional emergency unemploy-  
14          ment compensation under subsection (b) (payable by  
15          reason of the amendments made by section 2(a) of  
16          the Emergency Unemployment Compensation Ex-  
17          pansion Act of 2011), if such individual claimed ex-  
18          tended compensation for at least 1 week of unem-  
19          ployment after the exhaustion of emergency unem-  
20          ployment compensation under subsection (b) (as  
21          such subsection was in effect on the day before the  
22          date of the enactment of this paragraph), (c), (d),  
23          or (e).”.

24          (c) FUNDING.—Section 4004(e)(1) of such Act, as  
25          amended by section 501(b) of the Tax Relief, Unemploy-

1 ment Insurance Reauthorization, and Job Creation Act of  
2 2010 (Public Law 111–312), is amended—

3 (1) in subparagraph (F), by striking “and” at  
4 the end; and

5 (2) by inserting after subparagraph (G) the fol-  
6 lowing:

7 “(H) the amendments made by section  
8 2(a) of the Emergency Unemployment Com-  
9 pensation Expansion Act of 2011; and”.

10 (d) MODIFIED PROGRAM TERMINATION DATE.—Sec-  
11 tion 4007(b)(3) of such Act, as amended by section  
12 501(a)(1)(C) of the Tax Relief, Unemployment Insurance  
13 Reauthorization, and Job Creation Act of 2010 (Public  
14 Law 111–312) is amended by striking “June 9, 2012”  
15 and inserting “September 22, 2012”.

16 **SEC. 3. REGULATIONS.**

17 The Secretary of Labor may prescribe any operating  
18 instructions or regulations necessary to carry out this Act  
19 and the amendments made by this Act.

20 **SEC. 4. EFFECTIVE DATE.**

21 The amendments made by this Act shall take effect  
22 as if included in the enactment of the Unemployment  
23 Compensation Extension Act of 2010 (Public Law 111–  
24 205), except that no additional first-tier emergency unem-  
25 ployment compensation shall be payable by virtue of the

1 amendments made by section 2(a) with respect to any  
2 week of unemployment commencing before the date of the  
3 enactment of this Act.

