

in each of the 2 preceding calendar years or was less than 4 percent.

[(vi) The rate of insured unemployment shall be calculated pursuant to the provisions of Section 21.]

(VI) UNLESS THE RESULT WOULD BE INCONSISTENT WITH THIS PARAGRAPH (2), THE PROVISIONS OF THIS ARTICLE WHICH APPLY TO CLAIMS FOR, AND PAYMENT OF, REGULAR BENEFITS APPLY TO CLAIMS FOR, AND PAYMENT OF, ADDITIONAL BENEFITS.

(VII) THE EXECUTIVE DIRECTOR SHALL COMPUTE THE RATE OF INSURED UNEMPLOYMENT. FOR THE PURPOSES OF THIS PARAGRAPH (2), THE TERM "RATE OF INSURED UNEMPLOYMENT" MEANS THE PERCENTAGE DERIVED BY DIVIDING:

1. THE AVERAGE WEEKLY NUMBER OF INDIVIDUALS FILING CLAIMS FOR REGULAR BENEFITS, EXTENDED BENEFITS, ADDITIONAL BENEFITS, AND ANY SUPPLEMENTAL FEDERAL UNEMPLOYMENT COMPENSATION IN THIS STATE FOR WEEKS OF UNEMPLOYMENT WITH RESPECT TO THE MOST RECENT 13-CONSECUTIVE-WEEK PERIOD, BY

2. THE AVERAGE MONTHLY EMPLOYMENT COVERED UNDER THIS ARTICLE FOR THE FIRST 4 OF THE MOST RECENT 6 COMPLETED CALENDAR QUARTERS ENDING BEFORE THE END OF SUCH 13-WEEK PERIOD.

(3) An individual may not receive additional benefits pursuant to paragraph (2) of this subsection for any week for which [he] THE INDIVIDUAL is eligible to receive extended benefits under Section 21. A claimant's entitlement to additional benefits during [his] THE CLAIMANT'S benefit year shall cease at such time as [he] THE CLAIMANT has received a total of 39 times [his] THE CLAIMANT'S weekly benefit amount in any combination of regular BENEFITS, additional BENEFITS, or extended benefits.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety and having been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, the same shall take effect from the date of its passage.

Approved August 6, 1982.

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