

1 mation regarding any payments made in excess of the  
2 amount of funding provided under paragraph (3)(A) of  
3 such section.

4 **SEC. 102. EXTENSION OF TEMPORARY SUSPENSION OF**  
5 **MEDICARE SEQUESTRATION.**

6 (a) **IN GENERAL.**—Section 3709(a) of division A of  
7 the CARES Act (2 U.S.C. 901a note) is amended by strik-  
8 ing “December 31, 2020” and inserting “March 31,  
9 2021”.

10 (b) **EFFECTIVE DATE.**—The amendment made by  
11 subsection (a) shall take effect as if enacted as part of  
12 the CARES Act (Public Law 116–136).

13 **TITLE II—ASSISTANCE TO INDI-**  
14 **VIDUALS, FAMILIES, AND**  
15 **BUSINESSES**

16 **Subtitle A—Unemployment**  
17 **Insurance**

18 **CHAPTER 1—CONTINUED ASSISTANCE TO**  
19 **UNEMPLOYED WORKERS**

20 **SEC. 200. SHORT TITLE.**

21 This chapter may be cited as the “Continued Assist-  
22 ance for Unemployed Workers Act of 2020”.

1           **Subchapter I—Extension of CARES Act**  
2                           **Unemployment Provisions**

3   **SEC. 201. EXTENSION AND BENEFIT PHASEOUT RULE FOR**  
4                           **PANDEMIC UNEMPLOYMENT ASSISTANCE.**

5           (a) IN GENERAL.—Section 2102(c) of the CARES  
6 Act (15 U.S.C. 9021(c)) is amended—

7                   (1) in paragraph (1)—

8                           (A) by striking “paragraph (2)” and in-  
9                           serting “paragraphs (2) and (3)”; and

10                           (B) in subparagraph (A)(ii), by striking  
11                           “December 31, 2020” and inserting “March  
12                           14, 2021”; and

13                           (2) by redesignating paragraph (3) as para-  
14                           graph (4); and

15                           (3) by inserting after paragraph (2) the fol-  
16                           lowing:

17                           “(3) TRANSITION RULE FOR INDIVIDUALS RE-  
18                           MAINING ENTITLED TO PANDEMIC UNEMPLOYMENT  
19                           ASSISTANCE AS OF MARCH 14, 2021.—

20                           “(A) IN GENERAL.—Subject to subpara-  
21                           graph (B), in the case of any individual who, as  
22                           of the date specified in paragraph (1)(A)(ii), is  
23                           receiving pandemic unemployment assistance  
24                           but has not yet exhausted all rights to such as-  
25                           sistance under this section, pandemic unemploy-

1           ment assistance shall continue to be payable to  
2           such individual for any week beginning on or  
3           after such date for which the individual is oth-  
4           erwise eligible for pandemic unemployment as-  
5           sistance.

6                   “(B)       TERMINATION.—Notwithstanding  
7           any other provision of this subsection, no pan-  
8           demic unemployment assistance shall be payable  
9           for any week beginning after April 5, 2021.”.

10       (b) INCREASE IN NUMBER OF WEEKS.—Section  
11   2102(c)(2) of the CARES Act (15 U.S.C. 9021(c)(2)) is  
12   amended—

13           (1) by striking “39 weeks” and inserting “50  
14       weeks”; and

15           (2) by striking “39-week period” and inserting  
16       “50-week period”.

17       (c) APPEALS.—

18           (1) IN GENERAL.—Section 2102(c) of the  
19       CARES Act (15 U.S.C. 9021(c)), as amended by  
20       subsections (a) and (b), is amended by adding at the  
21       end the following:

22                   “(5) APPEALS BY AN INDIVIDUAL.—

23                           “(A) IN GENERAL.—An individual may ap-  
24           peal any determination or redetermination re-  
25           garding the rights to pandemic unemployment

1 assistance under this section made by the State  
2 agency of any of the States.

3 “(B) PROCEDURE.—All levels of appeal  
4 filed under this paragraph in the 50 states, the  
5 District of Columbia, the Commonwealth of  
6 Puerto Rico, and the Virgin Islands—

7 “(i) shall be carried out by the appli-  
8 cable State that made the determination or  
9 redetermination; and

10 “(ii) shall be conducted in the same  
11 manner and to the same extent as the ap-  
12 plicable State would conduct appeals of de-  
13 terminations or redeterminations regarding  
14 rights to regular compensation under State  
15 law.

16 “(C) PROCEDURE FOR CERTAIN TERRI-  
17 TORIES.—With respect to any appeal filed in  
18 Guam, American Samoa, the Commonwealth of  
19 the Northern Mariana Islands, the Federated  
20 States of Micronesia, Republic of the Marshall  
21 Islands, and the Republic of Palau—

22 “(i) lower level appeals shall be car-  
23 ried out by the applicable entity within the  
24 State;

1                   “(ii) if a higher level appeal is allowed  
2                   by the State, the higher level appeal shall  
3                   be carried out by the applicability entity  
4                   within the State; and

5                   “(iii) appeals described in clauses (i)  
6                   and (ii) shall be conducted in the same  
7                   manner and to the same extent as appeals  
8                   of regular unemployment compensation are  
9                   conducted under the unemployment com-  
10                  pensation law of Hawaii.”.

11                  (2) EFFECTIVE DATE.—The amendment made  
12                  by paragraph (1) shall take effect as if enacted as  
13                  part of division A of the CARES Act (Public Law  
14                  116–136), except that any decision issued on appeal  
15                  or review before the date of enactment of this Act  
16                  shall not be affected by the amendment made by  
17                  paragraph (1).

18                  (d) WAIVER AUTHORITY FOR CERTAIN OVERPAY-  
19                  MENTS OF PANDEMIC UNEMPLOYMENT ASSISTANCE.—  
20                  Section 2102(d) of the CARES Act (15 U.S.C. 9021(d))  
21                  is amended by adding at the end the following:

22                  “(4) WAIVER AUTHORITY.—In the case of indi-  
23                  viduals who have received amounts of pandemic un-  
24                  employment assistance to which they were not enti-  
25                  tled, the State shall require such individuals to repay

1 the amounts of such pandemic unemployment assist-  
2 ance to the State agency, except that the State  
3 agency may waive such repayment if it determines  
4 that—

5 “(A) the payment of such pandemic unem-  
6 ployment assistance was without fault on the  
7 part of any such individual; and

8 “(B) such repayment would be contrary to  
9 equity and good conscience.”.

10 (e) HOLD HARMLESS FOR PROPER ADMINISTRA-  
11 TION.—In the case of an individual who is eligible to re-  
12 ceive pandemic unemployment assistance under section  
13 2102 the CARES Act (15 U.S.C. 9021) as of the day be-  
14 fore the date of enactment of this Act and on the date  
15 of enactment of this Act becomes eligible for pandemic  
16 emergency unemployment compensation under section  
17 2107 of the CARES Act (15 U.S.C. 9025) by reason of  
18 the amendments made by section 206(b) of this subtitle,  
19 any payment of pandemic unemployment assistance under  
20 such section 2102 made after the date of enactment of  
21 this Act to such individual during an appropriate period  
22 of time, as determined by the Secretary of Labor, that  
23 should have been made under such section 2107 shall not  
24 be considered to be an overpayment of assistance under  
25 such section 2102, except that an individual may not re-

1 ceive payment for assistance under section 2102 and a  
2 payment for assistance under section 2107 for the same  
3 week of unemployment.

4 (f) **LIMITATION.**—In the case of a covered individual  
5 whose first application for pandemic unemployment assist-  
6 ance under section 2102 of the CARES Act (15 U.S.C.  
7 9021) is filed after the date of enactment of this Act, sub-  
8 section (e)(1)(A)(i) of such section 2102 shall be applied  
9 by substituting “December 1, 2020” for “January 27,  
10 2020”.

11 (g) **EFFECTIVE DATE.**—The amendments made by  
12 subsections (a), (b), (c), and (d) shall apply as if included  
13 in the enactment of the CARES Act (Public Law 116–  
14 136), except that no amount shall be payable by virtue  
15 of such amendments with respect to any week of unem-  
16 ployment commencing before the date of the enactment  
17 of this Act.

18 **SEC. 202. EXTENSION OF EMERGENCY UNEMPLOYMENT RE-**  
19 **LIEF FOR GOVERNMENTAL ENTITIES AND**  
20 **NONPROFIT ORGANIZATIONS.**

21 Section 903(i)(1)(D) of the Social Security Act (42  
22 U.S.C. 1103(i)(1)(D)) is amended by striking “December  
23 31, 2020” and inserting “March 14, 2021”.

1 **SEC. 203. EXTENSION OF FEDERAL PANDEMIC UNEMPLOY-**  
2 **MENT COMPENSATION.**

3 (a) IN GENERAL.—Section 2104(e) of the CARES  
4 Act (15 U.S.C. 9023(e)) is amended to read as follows:

5 “(e) APPLICABILITY.—An agreement entered into  
6 under this section shall apply—

7 “(1) to weeks of unemployment beginning after  
8 the date on which such agreement is entered into  
9 and ending on or before July 31, 2020; and

10 “(2) to weeks of unemployment beginning after  
11 December 26, 2020 (or, if later, the date on which  
12 such agreement is entered into), and ending on or  
13 before March 14, 2021.”.

14 (b) AMOUNT.—

15 (1) IN GENERAL.—Section 2104(b) of the  
16 CARES Act (15 U.S.C. 9023(b)) is amended—

17 (A) in paragraph (1)(B), by striking “of  
18 \$600” and inserting “equal to the amount spec-  
19 ified in paragraph (3)”; and

20 (B) by adding at the end the following new  
21 paragraph:

22 “(3) AMOUNT OF FEDERAL PANDEMIC UNEM-  
23 PLOYMENT COMPENSATION.—

24 “(A) IN GENERAL.—The amount specified  
25 in this paragraph is the following amount:

1           “(i) For weeks of unemployment be-  
2           ginning after the date on which an agree-  
3           ment is entered into under this section and  
4           ending on or before July 31, 2020, \$600.

5           “(ii) For weeks of unemployment be-  
6           ginning after December 26, 2020 (or, if  
7           later, the date on which such agreement is  
8           entered into), and ending on or before  
9           March 14, 2021, \$300.”.

10           (2) TECHNICAL AMENDMENT REGARDING AP-  
11           PLICATION TO SHORT-TIME COMPENSATION PRO-  
12           GRAMS AND AGREEMENTS.—Section 2104(i)(2) of  
13           the CARES Act (15 U.S.C. 9023(i)(2)) is amend-  
14           ed—

15           (A) in subparagraph (C), by striking  
16           “and” at the end;

17           (B) in subparagraph (D), by striking the  
18           period at the end and inserting “; and”; and

19           (C) by adding at the end the following:

20           “(E) short-time compensation under a  
21           short-time compensation program (as defined in  
22           section 3306(v) of the Internal Revenue Code of  
23           1986).”.

1 **SEC. 204. EXTENSION OF FEDERAL FUNDING OF THE FIRST**  
2 **WEEK OF COMPENSABLE REGULAR UNEM-**  
3 **PLOYMENT FOR STATES WITH NO WAITING**  
4 **WEEK.**

5 Section 2105 of the CARES Act (15 U.S.C. 9024)  
6 is amended—

7 (1) in subsection (c)—

8 (A) in paragraph (1), by striking “There  
9 shall be paid” and inserting “Except as pro-  
10 vided in paragraph (3), there shall be paid”;  
11 and

12 (B) by adding at the end the following:

13 “(3) PARTIAL REIMBURSEMENT.—With respect  
14 to compensation paid to individuals for weeks of un-  
15 employment ending after December 31, 2020, para-  
16 graph (1) shall be applied by substituting ‘50 per-  
17 cent’ for ‘100 percent.’”; and

18 (2) in subsection (e)(2), by striking “December  
19 31, 2020” and inserting “March 14, 2021”.

20 **SEC. 205. EXTENSION OF EMERGENCY STATE STAFFING**  
21 **FLEXIBILITY.**

22 Section 4102(b) of the Families First Coronavirus  
23 Response Act (26 U.S.C. 3304 note), in the second sen-  
24 tence, is amended by striking “December 31, 2020” and  
25 inserting “March 14, 2021”.

1 **SEC. 206. EXTENSION AND BENEFIT PHASEOUT RULE FOR**  
2 **PANDEMIC EMERGENCY UNEMPLOYMENT**  
3 **COMPENSATION.**

4 (a) IN GENERAL.—Section 2107(g) of the CARES  
5 Act (15 U.S.C. 9025(g)) is amended to read as follows:

6 “(g) APPLICABILITY.—

7 “(1) IN GENERAL.—Except as provided in para-  
8 graphs (2) and (3), an agreement entered into under  
9 this section shall apply to weeks of unemployment—

10 “(A) beginning after the date on which  
11 such agreement is entered into; and

12 “(B) ending on or before March 14, 2021.

13 “(2) TRANSITION RULE FOR INDIVIDUALS RE-  
14 MAINING ENTITLED TO PANDEMIC EMERGENCY UN-  
15 EMPLOYMENT COMPENSATION AS OF MARCH 14,  
16 2021.—In the case of any individual who, as of the  
17 date specified in paragraph (1)(B), is receiving Pan-  
18 demic Emergency Unemployment Compensation but  
19 has not yet exhausted all rights to such assistance  
20 under this section, Pandemic Emergency Unemploy-  
21 ment Compensation shall continue to be payable to  
22 such individual for any week beginning on or after  
23 such date for which the individual is otherwise eligi-  
24 ble for Pandemic Emergency Unemployment Com-  
25 pensation.

1           “(3) TERMINATION.—Notwithstanding any  
2 other provision of this subsection, no Pandemic  
3 Emergency Unemployment Compensation shall be  
4 payable for any week beginning after April 5,  
5 2021.”.

6           (b) INCREASE IN NUMBER OF WEEKS.—Section  
7 2107(b)(2) of the CARES Act (15 U.S.C. 9025(b)(2)) is  
8 amended by striking “13” and inserting “24”.

9           (c) COORDINATION RULES.—

10           (1) COORDINATION OF PANDEMIC EMERGENCY  
11 UNEMPLOYMENT COMPENSATION WITH REGULAR  
12 COMPENSATION.—Section 2107(b) of the CARES  
13 Act (15 U.S.C. 9025(b)) is amended by adding at  
14 the end the following:

15           “(4) COORDINATION OF PANDEMIC EMERGENCY  
16 UNEMPLOYMENT COMPENSATION WITH REGULAR  
17 COMPENSATION.—

18           “(A) IN GENERAL.—If—

19                   “(i) an individual has been determined  
20 to be entitled to pandemic emergency un-  
21 employment compensation with respect to  
22 a benefit year;

23                   “(ii) that benefit year has expired;

24                   “(iii) that individual has remaining  
25 entitlement to pandemic emergency unem-

1           employment compensation with respect to  
2           that benefit year; and

3                   “(iv) that individual would qualify for  
4           a new benefit year in which the weekly  
5           benefit amount of regular compensation is  
6           at least \$25 less than the individual’s  
7           weekly benefit amount in the benefit year  
8           referred to in clause (i),

9           then the State shall determine eligibility for  
10          compensation as provided in subparagraph (B).

11                   “(B) DETERMINATION OF ELIGIBILITY.—  
12          For individuals described in subparagraph (A),  
13          the State shall determine whether the individual  
14          is to be paid pandemic emergency unemploy-  
15          ment compensation or regular compensation for  
16          a week of unemployment using one of the fol-  
17          lowing methods:

18                           “(i) The State shall, if permitted by  
19           State law, establish a new benefit year, but  
20           defer the payment of regular compensation  
21           with respect to that new benefit year until  
22           exhaustion of all pandemic emergency un-  
23           employment compensation payable with re-  
24           spect to the benefit year referred to in sub-  
25           paragraph (A)(i).

1           “(ii) The State shall, if permitted by  
2           State law, defer the establishment of a new  
3           benefit year (which uses all the wages and  
4           employment which would have been used to  
5           establish a benefit year but for the applica-  
6           tion of this subparagraph), until exhaus-  
7           tion of all pandemic emergency unemploy-  
8           ment compensation payable with respect to  
9           the benefit year referred to in subpara-  
10          graph (A)(i).

11          “(iii) The State shall pay, if permitted  
12          by State law—

13                 “(I) regular compensation equal  
14                 to the weekly benefit amount estab-  
15                 lished under the new benefit year; and

16                 “(II) pandemic emergency unem-  
17                 ployment compensation equal to the  
18                 difference between that weekly benefit  
19                 amount and the weekly benefit  
20                 amount for the expired benefit year.

21          “(iv) The State shall determine rights  
22          to pandemic emergency unemployment  
23          compensation without regard to any rights  
24          to regular compensation if the individual

1 elects to not file a claim for regular com-  
2 pensation under the new benefit year.”.

3 (2) COORDINATION OF PANDEMIC EMERGENCY  
4 UNEMPLOYMENT COMPENSATION WITH EXTENDED  
5 COMPENSATION.—

6 (A) INDIVIDUALS RECEIVING EXTENDED  
7 COMPENSATION AS OF THE DATE OF ENACT-  
8 MENT.—Section 2107(a)(5) of the CARES Act  
9 (15 U.S.C. 9025(a)(5)) is amended—

10 (i) by striking “RULE.—An agree-  
11 ment” and inserting the following:

12 “RULES.—

13 “(A) IN GENERAL.—Subject to subpara-  
14 graph (B), an agreement”; and

15 (ii) by adding at the end the fol-  
16 lowing:

17 “(B) SPECIAL RULE.—In the case of an  
18 individual who is receiving extended compensa-  
19 tion under the State law for the week that in-  
20 cludes the date of enactment of this subpara-  
21 graph (without regard to the amendments made  
22 by subsections (a) and (b) of section 206 of the  
23 Continued Assistance for Unemployed Workers  
24 Act of 2020), such individual shall not be eligi-  
25 ble to receive pandemic emergency unemploy-

1           ment compensation by reason of such amend-  
2           ments until such individual has exhausted all  
3           rights to such extended benefits.”.

4           (B) ELIGIBILITY FOR EXTENDED COM-  
5           PENSATION.—Section 2107(a) of the CARES  
6           Act (15 U.S.C. 9025(a)) is amended by adding  
7           at the end the following:

8           “(8) SPECIAL RULE FOR EXTENDED COM-  
9           PENSATION.—At the option of a State, for any  
10          weeks of unemployment beginning after the date of  
11          the enactment of this paragraph and before April  
12          12, 2021, an individual’s eligibility period (as de-  
13          scribed in section 203(c) of the Federal-State Ex-  
14          tended Unemployment Compensation Act of 1970  
15          (26 U.S.C. 3304 note)) shall, for purposes of any  
16          determination of eligibility for extended compensa-  
17          tion under the State law of such State, be consid-  
18          ered to include any week which begins—

19                 “(A) after the date as of which such indi-  
20                 vidual exhausts all rights to pandemic emer-  
21                 gency unemployment compensation; and

22                 “(B) during an extended benefit period  
23                 that began on or before the date described in  
24                 subparagraph (A).”.

25          (d) EFFECTIVE DATE.—

