

# House Bill 2242

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor John A. Kitzhaber, M.D., for Employment Department)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows use of alternate definition of "base year" only if use makes individual eligible for unemployment insurance benefits.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to alternate base year claims; amending ORS 657.173; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 657.173 is amended to read:

5 657.173. (1)(a) Notwithstanding ORS 657.010 (1), in the case of an individual who is not eligible  
6 for benefits under ORS 657.150 (2) using the definition in ORS 657.010 (1), "base year" means the last  
7 four completed calendar quarters preceding the benefit year, **if use of this alternate definition**  
8 **of "base year" makes the individual eligible for benefits under ORS 657.150 (2).**

9 (b) Notwithstanding paragraph (a) of this subsection, a determination of eligibility under ORS  
10 657.150 (2) may not be made using paragraph (a) of this subsection if the individual qualifies or  
11 would qualify for regular benefits under the unemployment law of another governmental jurisdiction  
12 using that jurisdiction's standard base year.

13 (c) Work and earnings in a calendar quarter that is included in a claim determined to be eligible  
14 using the base year as defined in paragraph (a) of this subsection cannot be included in the base  
15 year of a subsequent claim unless the subsequent claim's base year is extended under ORS 657.170  
16 to include the calendar quarter.

17 (2)(a) Except as provided in paragraph (b) of this subsection, the definition of "base year" that  
18 applies for the purposes of determining an individual's eligibility for benefits under ORS 657.150  
19 applies for all purposes under this chapter related to that individual's claim.

20 (b) When making a finding under ORS 657.170 (1), "base year" has the meaning given that term  
21 in ORS 657.010 (1).

22 (3) The Director of the Employment Department shall adopt rules necessary to carry out the  
23 provisions of this section.

24 **SECTION 2. This 2013 Act being necessary for the immediate preservation of the public**  
25 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**  
26 **on its passage.**

27

---

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.