

UIPL 13-94 ATTACHMENT IV

TECHNICAL AMENDMENT CONCERNING THE UNEMPLOYMENT TRUST FUND

a) Text of the Amendment- Section 5 of P.L. 103-152.

Sec. 5. Technical Amendment to Unemployment Trust Fund.

Paragraph (1) of Section 905(b) of the Social Security Act is amended to read as follows:

"(b)(1) Except as provided in paragraph (3), the Secretary of the Treasury shall transfer (as of the close of each month) from the employment security administration account to the extended unemployment compensation account established by subsection (a), an amount (determined by such Secretary) equal to 20 percent of the amount by which--

"(A) the transfers to the employment security administration account pursuant to section 901(b)(2) during such month, exceed

"(B) the payments during such month from the employment security administration account pursuant to section 901(b)(3) and (d).

If for any such month the payments referred to in subparagraph (B) exceed the transfers referred to in subparagraph (A), proper adjustments shall be made in the amounts subsequently transferred."

b) Discussion. The legislation proposed which eventually became P.L. 102-318 contained a provision which would have amended Section 901(b)(1), SSA, to create new subparagraphs (A) and (B). This provision was not enacted. However, corresponding amendments to Section 905(b) were included in the enacted version of P.L. 102-319. As these amendments referred to non-existent sections, the amendments had no effect. Section 5 of P.L. 103-152 amended Section 905(b), SSA, to delete the erroneously enacted language pertaining to the non-existing section.