

Conformity Requirements for State UC Laws

Administration – General Requirements

Overview

§303(a) SSA, provides that, as a condition of a state receiving its UC administrative grant, the Secretary of Labor must find that the law of the state includes certain requirements. These are:

Federal Law Provisions Relating to Administration

§303(a)(1) requires such methods of administration (including a state merit system) which are found by the Secretary of Labor to be reasonably calculated to insure full payment of unemployment compensation “when due.”

§303(a)(2) requires payment of benefits through public employment offices or such other agencies as the Secretary of Labor may approve.

§303(a)(3) requires the opportunity for a fair hearing, before an impartial tribunal, for all individuals whose claims for unemployment compensation are denied.

§303(a)(4) requires the immediate deposit of all money received for the unemployment fund with the Secretary of the Treasury to the credit of the state’s account in the fund. (See the section on immediate deposit and withdrawal requirements.)

§303(a)(5) requires the expenditure of all moneys withdrawn for the state’s unemployment fund be used only for the payment of unemployment compensation, exclusive of the expenses of administration. (See the section on immediate deposit and withdrawal requirements.)

§303(a)(6) requires states to make reports, containing such information and in such form, as the Secretary of Labor may from time to time require.

§303(a)(7) requires states to provide certain claimant information to federal agencies administering public work programs or assistance through public employment.

§303(a)(8) requires states to limit expenditures to purposes and amounts found necessary by the Secretary of Labor for proper and efficient administration of the state unemployment compensation law.

§303(a)(9) requires states to return amounts which have been lost or expended for purposes which the Secretary of Labor has found not necessary for proper administration of the state law.

[§303\(a\)\(10\)](#) contains the profiling “participation requirement.” As a condition of UC eligibility, claimants must participate in reemployment services to which they have been referred under a "profiling" system established under §303(j), SSA.