



March 10, 2009

By FAX to: (202) 693-2874
Attn: Division of UC Legislation

Ms. Cheryl Atkinson
Administrator
Office of Workforce Security
200 Constitution Avenue, N.W.
Room S-4231
Washington, D.C. 20210

Dear Ms. Atkinson:

As the Administrator of Connecticut's Unemployment Compensation Act, I am authorized to take such action as may be necessary to secure for the state and its citizens all advantages available under the provisions of federal law relating to unemployment compensation. Conn. Gen. Stat. Sec. 31-250 (b). On behalf of the State of Connecticut, I am applying for an Unemployment Compensation Modernization Incentive payment pursuant to Section 2003(a) of Public Law 111-5.

This application is based upon the inclusion of an "alternate base period" provision in Connecticut's Unemployment Insurance law. This provision is codified at Section 31-230(b) of the Connecticut General Statutes. This provision was first enacted on a temporary basis in 2002 (Sp. Sess. P.A. 02-7), but a December 31, 2007 sunset date was eliminated by Public Act 07-193. As a consequence, the alternate base period provision is permanently codified at Conn. Gen. Stat. §31-230(b), and is currently in effect for all Connecticut claims.

The Connecticut Department of Labor anticipates expending its first UC Modernization Incentive payment (\$29,270,446) on the payment of unemployment benefits.

Attached is a copy of Section 31-230 of the Connecticut General Statutes and the required certifications in support of this application.

If your office has any question or concerns regarding this application, please contact the Department's Director of Program Policy, George Wentworth at (860) 263-6762 or george.wentworth@ct.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Pat H Mayfield". The signature is written in a cursive style with a large initial "P".

Patricia H. Mayfield
Commissioner

Attach.

cc: Jerry Hildebrand
Grace Kilbane

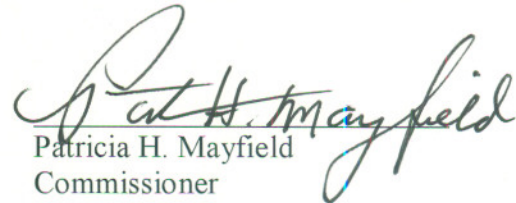
STATE OF CONNECTICUT
Department of Labor
200 Folly Brook Boulevard
Wethersfield, CT 06109

CERTIFICATION

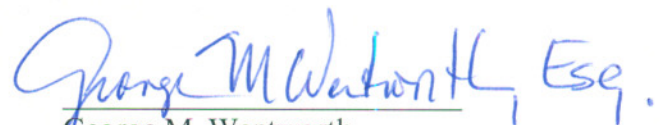
I hereby certify that:

- As Connecticut's Commissioner of Labor, I am designated by statute as Administrator of Connecticut's Unemployment Compensation law (Chapter 567 of the Connecticut General Statutes).
- The attached document is a true and accurate copy of Section 31-230 of the Connecticut General Statutes.
- Subsection (b) of Section 31-230 of the Connecticut General Statutes is the alternate base period provision that is applied in all cases when the claimant does not meet the monetary qualifying requirements using the "regular" base period requirements contained in subsection (a) of the same statute.
- Subsection (b) of Section 31-230 of the Connecticut General Statutes is currently in effect and is a permanent provision in Connecticut law that is not subject to discontinuation under any circumstances other than repeal by the Connecticut General Assembly.

Dated in Wethersfield, Connecticut this 10th day of March, 2009.


Patricia H. Mayfield
Commissioner
Connecticut Department of Labor

Before me personally appeared Patricia H. Mayfield known to me, and made oath to the truth of the matters contained herein.


George M. Wentworth
Commissioner of the Superior Court

**Conn. Gen. Stat. § 31-230. Benefit year, base period and alternative base period.
Regulations**

(a) An individual's benefit year shall commence with the beginning of the week with respect to which the individual has filed a valid initiating claim and shall continue through the Saturday of the fifty-first week following the week in which it commenced, provided no benefit year shall end until after the end of the third complete calendar quarter, plus the remainder of any uncompleted calendar week that began in such quarter, following the calendar quarter in which it commenced, and provided further, the benefit year of an individual who has filed a combined wage claim, as described in subsection (b) of section 31-255, shall be the benefit year prescribed by the law of the paying state. In no event shall a benefit year be established before the termination of an existing benefit year previously established under the provisions of this chapter. Except as provided in subsection (b) of this section, the base period of a benefit year shall be the first four of the five most recently completed calendar quarters prior to such benefit year, provided such quarters were not previously used to establish a prior valid benefit year and provided further, the base period with respect to a combined wage claim, as described in subsection (b) of section 31-255, shall be the base period of the paying state, except that for any individual who is eligible to receive or is receiving workers' compensation or who is properly absent from work under the terms of the employer's sick leave or disability leave policy, the base period shall be the first four of the five most recently worked quarters prior to such benefit year, provided such quarters were not previously used to establish a prior valid benefit year and provided further, the last most recently worked calendar quarter is no more than twelve calendar quarters prior to the date such individual makes an initiating claim. As used in this section, an initiating claim shall be deemed valid if the individual is unemployed and meets the requirements of subdivisions (1) and (3) of subsection (a) of section 31-235. The base period of an individual's benefit year shall include wages paid by any nonprofit organization electing reimbursement in lieu of contributions, or by the state and by any town, city or other political or governmental subdivision of or in this state or of any municipality to such person with respect to whom such employer is subject to the provisions of this chapter. With respect to weeks of unemployment beginning on or after January 1, 1978, wages for insured work shall include wages paid for previously uncovered services. For purposes of this section, the term "previously uncovered services" means services that (1) were not employment, as defined in section 31-222, and were not services covered pursuant to section 31-223, at any time during the one-year period ending December 31, 1975; and (2) (A) are agricultural labor, as defined in subparagraph (H) of subdivision (1) of subsection (a) of section 31-222, or domestic service, as defined in subparagraph (J) of subdivision (1) of subsection (a) of section 31-222, or (B) are services performed by an employee of this state or a political subdivision of this state, as provided in subparagraph (C) of subdivision (1) of subsection (a) of section 31-222, or by an employee of a nonprofit educational institution that is not an institution of higher education, as provided in subparagraph (E)(iii) of subdivision (1) of subsection (a) of section 31-222, except to the extent that assistance under Title II of the Emergency Jobs and Unemployment Assistance Act of 1974 was paid on the basis of such services.

(b) The base period of a benefit year for any individual who is ineligible to receive benefits using the base period set forth in subsection (a) of this section shall be the four most recently completed calendar quarters prior to the individual's benefit year, provided such quarters were not previously used to establish a prior valid benefit year, except that for any such individual who is eligible to receive or is receiving workers' compensation or who is properly absent from work under the terms of an employer's sick leave or disability leave policy, the base period shall be the four most recently worked calendar quarters prior to such benefit year, provided such quarters were not previously used to establish a prior valid benefit year and provided further, the last most recently worked calendar quarter is not more than twelve calendar quarters prior to the date such individual makes the initiating claim. If the wage information for an individual's most recently worked calendar quarter is unavailable to the administrator from regular quarterly reports of systematically accessible wage information, the administrator shall promptly contact the individual's employer to obtain such wage information.

(1949 Rev., § 7503; 1949, Supp. § 631a; 1953, Supp. § 2308c; 1955, Supp. § 3068d; 1969, P.A. 700, § 4; 1971, P.A. 835, § 12, eff. July 1, 1971; 1973, P.A. 73-78; 1975, P.A. 75-334; 1975, P.A. 75-525, § 7, eff. July 1, 1975; 1977, P.A. 77-115; 1977, P.A. 77-426, § 5, eff. Oct. 1, 1977; 1979, P.A. 79-40; 1979, P.A. 79-376, § 30; 1983, P.A. 83-421; 2002, May 9 Sp.Sess., P.A. 02-7, § 69, eff. Aug. 15, 2002; 2005, P.A. 05-34, § 1; 2007, P.A. 07-193, § 1.)