

116TH CONGRESS
2D SESSION

S. 4442

To amend subtitle A of title II of division A of the CARES Act to provide Pandemic Unemployment Assistance to individuals with mixed income sources, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 5, 2020

Mr. WARNER (for himself, Ms. SMITH, Mr. BLUMENTHAL, Ms. HARRIS, Mr. MARKEY, Ms. KLOBUCHAR, Mrs. FEINSTEIN, Ms. WARREN, Mr. HEINRICH, and Mr. COONS) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend subtitle A of title II of division A of the CARES Act to provide Pandemic Unemployment Assistance to individuals with mixed income sources, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Mixed Earner Pan-
5 demic Unemployment Assistance Act of 2020”.

1 **SEC. 2. COVERAGE OF MIXED-INCOME INDIVIDUALS.**

2 (a) IN GENERAL.—Section 2102(c) of the CARES
3 Act (Public Law 116–136) is amended by adding at the
4 end the following:

5 “(4) COVERAGE OF MIXED-INCOME INDIVID-
6 UALS.—In the case of an individual who—

7 “(A)(i) would be a covered individual but
8 for subsection (a)(3)(A)(i); or

9 “(ii) is employed but is unable or unavail-
10 able to earn self-employment income because of
11 factors described in subsection (a)(3)(A)(ii) and
12 otherwise satisfies the requirements of sub-
13 section (a)(3);

14 “(B) during the individual’s most recent
15 taxable year ending prior to the individual’s ap-
16 plication for assistance under this section, re-
17 ceived at least \$7,250 from self-employment;
18 and

19 “(C) makes an irrevocable election to be
20 treated as a covered individual under this sec-
21 tion for each week, with respect to which assist-
22 ance under this section is available, that be-
23 gins—

24 “(i) after the date of such election; or

25 “(ii) before such date, but only if the
26 individual did not otherwise receive unem-

1 employment benefits for such week under this
2 section, section 2104, section 2107, or as
3 determined under State law,
4 such individual shall be treated as a covered indi-
5 vidual described in subsection (d)(2) for such weeks.
6 An individual with respect to which this paragraph
7 applies for a week shall be deemed ineligible for reg-
8 ular compensation or extended benefits under State
9 or Federal law or pandemic emergency unemploy-
10 ment compensation under section 2107 for such
11 week.”.

12 (b) APPLICABILITY.—The amendment made by sub-
13 section (a) shall not apply with respect to a State partici-
14 pating in an agreement under section 2102 of the CARES
15 Act (Public Law 116–136) unless the State so elects, and
16 shall become effective as determined by such State in
17 agreement with the Secretary of Labor.

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