

In the House of Representatives, U. S.,

November 14, 2002.

Resolved, That the House agree to the amendments of the Senate to the bill (H.R. 5063) entitled “An Act to amend the Internal Revenue Code of 1986 to provide a special rule for members of the uniformed services in determining the exclusion of gain from the sale of a principal residence and to restore the tax exempt status of death gratuity payments to members of the uniformed services”, with the following

HOUSE AMENDMENTS TO SENATE AMENDMENTS:

In lieu of the matter proposed to be inserted by the amendment of the Senate, insert the following:

1 *SECTION 1. Section 114 of Public Law 107–229 is*
2 *amended by striking “the date specified in section 107(c)*
3 *of this joint resolution” and inserting “March 31, 2003”.*

4 *SEC. 2. (a) IN GENERAL.—The Temporary Extended*
5 *Unemployment Compensation Act of 2002 (26 U.S.C. 3304*
6 *note) is amended by adding at the end the following:*

7 ***“SEC. 210. EXTENSION OF PROGRAM IN HIGH UNEMPLOY-***
8 ***MENT STATES.***

9 *“(a) IN GENERAL.—Notwithstanding section 208(2),*
10 *an agreement entered into under this title shall apply to*
11 *weeks of unemployment beginning after December 28, 2002,*

1 *and ending before February 2, 2003, but only as provided*
2 *in this section and section 211.*

3 “(b) *NEW ACCOUNT.—If, at any time during the pe-*
4 *riod described in subsection (a), an individual’s State is*
5 *in an extended benefit period (as determined under section*
6 *203(c)(2)), and such individual meets the requirements of*
7 *section 202(b)–(c), such State shall establish an account*
8 *under this section for such individual (to be available begin-*
9 *ning with the individual’s first week of unemployment*
10 *within such period as to which both of those conditions are*
11 *met) in an amount equal to the amount determined in ac-*
12 *cordance with section 203(b).*

13 “(c) *ELIGIBILITY FOR PAYMENTS.—In the case of an*
14 *individual for whom an account is established under sub-*
15 *section (b)—*

16 “(1) *temporary extended unemployment com-*
17 *pen-sation shall be payable for any week of unemploy-*
18 *ment described in subsection (a) for which such indi-*
19 *vidual would qualify if the criteria in effect for the*
20 *week ending on December 28, 2002, were applied (and*
21 *section 202(d)(3) were disregarded); and*

22 “(2) *any temporary extended unemployment*
23 *compensation payable to an individual under this*
24 *section shall be payable only out of the account estab-*
25 *lished for such individual under subsection (b).*

1 “(d) *INELIGIBLE INDIVIDUALS.*—Notwithstanding any
2 other provision of this section, no account under subsection
3 (b) shall be established for the benefit of an individual for
4 whom an account was established under section 203, if—

5 “(1) such account was at any time augmented in
6 the manner described in section 203(c); and

7 “(2) such account (as so augmented)—

8 “(A) was exhausted before December 29,
9 2002; or

10 “(B) remains available, for weeks beginning
11 on or after December 29, 2002, by virtue of sec-
12 tion 211.

13 **“SEC. 211. PHASE-OUT PROVISIONS.**

14 “(a) *IN GENERAL.*—In the case of an individual who
15 is receiving temporary extended unemployment compensa-
16 tion for a week of unemployment ending on December 28,
17 2002, the provisions of this title and of any agreement then
18 in effect shall be applied in a manner such that any
19 amounts remaining in an account established for such indi-
20 vidual under section 203 as of that date shall continue to
21 remain available to the same extent and in the same man-
22 ner as if section 208(2) had been amended by striking ‘Jan-
23 uary 1’ and inserting ‘February 2’.

24 “(b) *COORDINATION PROVISION.*—After any amounts
25 (in an account established under section 203) remaining

1 *available for the benefit of an individual by virtue of sub-*
2 *section (a) are exhausted, section 210 shall apply to such*
3 *individual in accordance with its terms.*

4 “(c) *RULE OF CONSTRUCTION.*—*Nothing in this title*
5 *shall be considered to permit or require the payment of any*
6 *amount, out of an account established under section 203*
7 *or 210, for any week of unemployment ending after Feb-*
8 *ruary 1, 2003.”.*

9 (b) *CLERICAL AMENDMENT.*—*The table of contents of*
10 *Public Law 107–147 is amended by inserting after the item*
11 *relating to section 209 the following:*

“210. Extension of program in high unemployment States.

“211. Phase-out provisions.”.

12 *SEC. 3. Section 1848(i)(1)(C) of the Social Security*
13 *Act (42 U.S.C. 1395w–4(i)(1)(C)) is amended to read as*
14 *follows:*

15 “(C) *the determination of conversion factors*
16 *under subsection (d), including without limita-*
17 *tion a prospective redetermination of the sus-*
18 *tainable growth rates for any or all previous fis-*
19 *cal years,”.*

Amend the title so as to read “An Act to make technical amendments to the Social Security Act and related Acts.”.

Attest:

Clerk.

107TH CONGRESS
2D SESSION

H.R. 5063

**HOUSE AMENDMENTS TO
SENATE AMENDMENTS**