

This amendment would require states to waive overpayments of pandemic unemployment benefits that were made to members of farm households who were without fault in the UI overpayment.

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 1163
OFFERED BY M . _____**

In section 3(a)(2), strike “(f)(3)” each place it appears and insert “(f)”.

In section 3(a)(2), redesignate subparagraphs (A) and (B) as subparagraphs (D) and (E), respectively, and insert the following:

1 (A) in subparagraph (2), by striking “In”
2 and inserting “Subject to paragraph (3), in”;

3 (B) by redesignating paragraphs (3) and
4 (4) as paragraphs (4) and (5), respectively;

5 (C) by inserting the following:

6 “(3) WAIVER FOR FARMERS.—In the case of in-
7 dividuals who have received amounts of Federal
8 Pandemic Unemployment Compensation or Mixed
9 Earner Unemployment Compensation under this sec-
10 tion to which they were not entitled, the State may
11 not require such individuals to repay the amounts of
12 such pandemic unemployment assistance to the
13 State agency if—

1 “(A) the State agency determines that the
2 payment of such Federal Pandemic Unemploy-
3 ment Compensation or Mixed Earner Unem-
4 ployment Compensation was without fault on
5 the part of any such individual, and

6 “(B) such individual is a worker who oper-
7 ated a farm in 2020 or 2021.”;

In section 3(a)(2)(D), as redesignated, strike “sub-
paragraph (A)” and insert “paragraph (4)(A), as redesi-
gnated by subparagraph (B) of this paragraph,”.

In section 3(a)(2)(E), as redesignated, by inserting
“after paragraph (4)(B), as redesignated by subpara-
graph (B) of this paragraph,” after “at the end”.

In section 3(a)(3), strike “(e)(3)” each place it ap-
pears and insert “(e)”.

In section 3(a)(3), redesignate subparagraphs (A)
and (B) as subparagraphs (D) and (E), respectively, and
insert the following:

8 (A) in subparagraph (2), by striking “In”
9 and inserting “Subject to paragraph (3), in”;
10 (B) by redesignating paragraphs (3) and
11 (4) as paragraphs (4) and (5), respectively;
12 (C) by inserting the following:

1 “(3) WAIVER FOR FARMERS.—In the case of in-
2 dividuals who have received amounts of Federal
3 Pandemic Unemployment Compensation or Mixed
4 Earner Unemployment Compensation under this sec-
5 tion to which they were not entitled, the State may
6 not require such individuals to repay the amounts of
7 such pandemic unemployment assistance to the
8 State agency if—

9 “(A) the State agency determines that the
10 payment of such Federal Pandemic Unemploy-
11 ment Compensation or Mixed Earner Unem-
12 ployment Compensation was without fault on
13 the part of any such individual, and

14 “(B) such individual is a worker who oper-
15 ated a farm in 2020 or 2021.”;

In section 3(a)(3)(D), as redesignated, strike “sub-
paragraph (A)” and insert “paragraph (4)(A), as redesign-
ated by subparagraph (B) of this paragraph,”.

In section 3(a)(3)(E), as redesignated, by inserting
“after paragraph (4)(B), as redesignated by subpara-
graph (B) of this paragraph,” after “at the end”.

At the end of section 3(a) add the following:

16 (6) WAIVER FOR FARMERS.—

1 (A) IN GENERAL.—In the case of individ-
2 uals who have received applicable Federal un-
3 employment payments to which they were not
4 entitled, the State may not require such individ-
5 uals to repay such amounts to the State agency
6 if—

7 (i) the State agency determines that
8 the payment of such amounts was without
9 fault on the part of any such individual,
10 and

11 (ii) such individual is a worker who
12 operated a farm in 2020 or 2021.

13 (B) APPLICABLE FEDERAL UNEMPLOY-
14 MENT PAYMENTS.—In this paragraph, the term
15 “applicable Federal unemployment payments”
16 means—

17 (i) amounts of sharable extended com-
18 pensation and sharable regular compensa-
19 tion from a State to which paragraph (4)
20 applies for weeks of unemployment de-
21 scribed in such paragraph; and

22 (ii) amounts of regular compensation
23 from a State described in paragraph (5)
24 for the first week of regular unemployment
25 for which the State received full Federal

1 funding under the agreement described in
2 such paragraph.

