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ROUTING AND RECORD SHEET

SUBJECT: (Optional) Fiscal Year 1983 Funding Supplement					
FROM:	Harry E. Fitzwater Director of Personnel Policy, Planning, and Management 5E58 Hqs	EXTENSION	NO.		
			DATE		
TO: (Officer designation, room number, and building)	DATE	RECEIVED	FORWARDED	OFFICER'S INITIALS	COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)
1. [Redacted] DCI/Admin 7C17 Hqs	5/8	5/8		JA	#1 - Concur
2.					
3. Maurice Lipton Comptroller 4E06 Hqs	5/12/81			ML	#3 - Approval
4.					
5.					STAT
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8 MAY 1981

MEMORANDUM FOR: Maurice Lipton
Comptroller

THROUGH :
Office of the Director of Central Intelligence
Administrative Staff

FROM : Harry E. Fitzwater
Director of Personnel ~~Policy, Planning,~~
~~and Management~~

SUBJECT : Fiscal Year 1983 Funding Supplement

REFERENCE : Memo for Heads of Executive Departments and
Establishments, from Secretary of Labor,
subject: Public Law 96-499, dtd 16 Mar 81

STAT

1. Public Law 96-499, known as the Omnibus Reconciliation Act of 1980, directs that unemployment compensation benefit costs for Federal employees are now payable by the employing Federal agency. Enacted 5 December 1980, the new law establishes a Federal Employees Compensation Account (FEC Account) in the Unemployment Trust Fund which shall be used for the purpose of providing unemployment benefits on Federal service performed by civilian employees and former civilian employees of Federal agencies. Currently, the budget of the Department of Labor contains the Federal Unemployment Benefits and Allowances appropriation which funds State employment security agencies for the payment of unemployment benefits on the basis of Federal civilian service and Federal wages. Under current law, Federal employees may receive unemployment compensation if they meet the qualifying requirements of the paying State law. The new law requires each Federal agency to reimburse the new FEC Account from its appropriations for the benefit costs attributable to its employees for services performed after 31 December 1980. Reimbursements are to be made in response to billings from the Department of Labor to the various Federal agencies.

2. We have been advised by the Department of Labor that, for planning purposes, the average former Federal employee received unemployment compensation benefits in the amount of \$94.00 per week for 17 weeks, and that approximately 50% of Federal employees who apply for benefits are eligible to receive them. During calendar year 1980,

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the Agency received [] requests for information pertaining to wage and separation data about former employees. Using these statistics, it would appear that the Agency could expect to be billed for approximately [] former Agency employees who would be eligible to draw approximately [] in unemployment compensation benefits in an average year.

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3. I believe it appropriate that the Office of Personnel ~~Policy, Planning, and Management~~ should fund this program for the Agency. In conversations with personnel at the Department of Labor it was their opinion that billing, if any, to this Agency during the current fiscal year will be minimal. Therefore, I recommend that provisions be made for an unfunded requirement of [] for FY 81, and [] for FY 82. It is further recommended that a funding supplement of [] be incorporated in the Office of Personnel ~~Policy, Planning, and Management~~ budget to fund this program for the Agency in FY 83.

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25X1

[]
Harry E. Fitzwater

STAT

CONCUR:

[]

5/8/81
Date

STAT

Office of the Director of Central Intelligence
Administrative Staff

APPROVED:

[]

5/19/81
Date

Maurice Lipton
Comptroller

STAT

U.S. DEPARTMENT OF LABOR

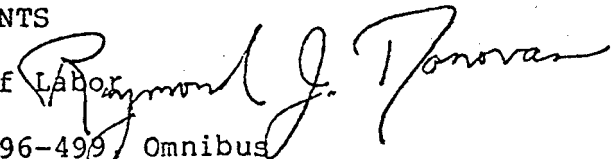
SECRETARY OF LABOR
WASHINGTON, D.C.
MAR 16 1981

81-825

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MEMORANDUM FOR: HEADS OF EXECUTIVE DEPARTMENTS AND ESTABLISHMENTS

FROM: Secretary of Labor



SUBJECT: Public Law 96-499 Omnibus Reconciliation Act of 1980

1. Purpose. To inform Heads of departments and agencies of the provisions of new legislation enacted by the 96th Congress and of the duties and responsibilities of the Secretary of Labor and the Heads of departments and agencies.

2. Background. Public Law 96-499, Section 1023 (Attachment A) establishes a Federal Employees Compensation Account (FEC Account) in the Unemployment Trust Fund (UTF) which shall be used for the purpose of providing unemployment benefits based on Federal service performed by civilian employees and former civilian employees of Federal agencies. Currently, the budget of the Department of Labor (DOL) contains the Federal Unemployment Benefits and Allowances (FUBA) appropriation which funds State employment security agencies (SESA's) for the payment of unemployment benefits on the basis of Federal civilian service and Federal wages. Under current law, Federal employees may receive unemployment compensation if they meet the qualifying requirements of the paying State law. The new law requires each Federal agency to reimburse the new FEC Account from its appropriations for the benefit costs attributable to its employees for services performed after December 31, 1980.

3. Procedures. In order to implement the requirements of the law, there must be certain preliminary actions taken to insure an orderly and efficient transition to the new procedures. Concurrently, the Secretary of Labor will establish such rules and regulations as may be necessary or appropriate to carry out the provisions of 5 USC 8509. The following information is being provided to Federal departments and agencies regarding the implementation of P.L. 96-499.

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a. On January 1, 1981, DOL transferred funds from the FUBA appropriation to the FEC Account in the UTF. States will be able to withdraw funds from the FEC Account in amounts necessary to pay unemployment compensation for Federal employees (UCFE) after December 31, 1980. However, Federal departments and agencies will be required to reimburse the FEC Account only for unemployment benefits based on Federal civilian service performed by employees of such departments or agencies after December 31, 1980.

b. A three-digit numerical code has been assigned which identifies each Federal agency. (See Attachment B).

c. States will identify all benefit payments, by Federal agency, that are based on Federal civilian service performed after December 31, 1980. States will submit certified reports to DOL each quarter showing the amount of payments chargeable to each Federal department or agency.

d. The Secretary of Labor will certify to the Secretary of the Treasury and the Federal departments and agencies the amount of the deposit which each Federal department or agency is required to make to the FEC Account for any calendar quarter; and the Secretary of the Treasury will notify the Secretary of Labor as to the date and amount of any deposits made to the FEC Account by each department or agency.

e. The first certified billing document to a Federal department or agency will be made by DOL during the quarter beginning April 1, 1981.

f. The Federal department or agency is required to reimburse the FEC Account in the U.S. Treasury in the total amounts reflected on the certified billing documents. Adjustments to a quarterly billing will be reflected on subsequent billings.

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4. Summary. The basic procedures described above are provided as information to department and agency Heads. The procedures will enable each department and agency Head to plan for the reimbursement to the FEC Account for unemployment benefit payments made to former and/or present Federal civilian employees. More detailed instructions pertaining to reimbursing the FEC Account will be provided to you at a later date.

In order to safeguard Federal funds and insure that only eligible claimants are being paid, instructions concerning the need for Federal departments and agencies to monitor UCFE determinations and benefit payments are being sent directly to each UCFE liaison officer designated in accordance with 20 CFR 609.12. Technical assistance and guidance will be available to assist your staff in this effort.

5. Inquiries. For information pertaining to this memorandum, contact the Employment and Training Administration, Unemployment Insurance Service, telephone 202-376-7060.

Attachments

To provide for reconciliation pursuant to section 3 of the First Concurrent Resolution on the Budget for the fiscal year 1981.

Dec. 5, 1980
[H.R. 7765]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Omnibus Reconciliation Act of 1980.

TITLE I—SHORT TITLE AND DECLARATION OF PURPOSE

SHORT TITLE

SECTION 101. This Act may be cited as the "Omnibus Reconciliation Act of 1980".

PURPOSE

SEC. 102. It is the purpose of this Act to implement the recommendations which were made by specified committees of the House of Representatives and the Senate pursuant to directions contained in section 3 of the First Concurrent Resolution on the Budget for the fiscal year 1981 (H. Con. Res. 307, 96th Congress), and pursuant to the reconciliation requirements which were imposed by such concurrent resolution as provided in section 310 of the Congressional Budget Act of 1974. 31 USC 1331.

PUBLIC LAW 96-499—DEC 5, 1980

94 STAT. 2657

94 STAT 2658

PUBLIC LAW 96-499—DEC 5, 1980

BENEFITS ON ACCOUNT OF FEDERAL SERVICE TO BE PAID BY EMPLOYING FEDERAL AGENCY

SEC. 1023. (a) Title IX of the Social Security Act is amended by adding at the end thereof the following new section:

"FEDERAL EMPLOYEES COMPENSATION ACCOUNT

"SEC. 909. There is hereby established in the Unemployment Trust Fund a Federal Employees Compensation Account which shall be used for the purposes specified in section 8509 of title 5, United States Code. For the purposes provided for in section 904(e), such account shall be maintained as a separate book account."

(b) Subchapter I of chapter 85, title 5, United States Code, is amended by adding at the end thereof the following new section:

"§ 8509. Federal Employees Compensation Account

"(a) The Federal Employees Compensation Account (as established by section 909 of the Social Security Act, and hereafter in this section referred to as the 'Account') in the Unemployment Trust Fund (as established by section 904 of such Act) shall consist of—

- "(1) funds appropriated to or transferred thereto, and
- "(2) amounts deposited therein pursuant to subsection (c).

"(b) Moneys in the Account shall be available only for the purpose of making payments to States pursuant to agreements entered into under this subchapter and making payments of compensation under this subchapter in States which do not have in effect such an agreement.

"(c)(1) Each employing agency shall deposit into the Account amounts equal to the expenditures incurred under this subchapter on account of Federal service performed by employees and former employees of that agency.

"(2) Deposits required by paragraph (1) shall be made during each calendar quarter and the amount of the deposit to be made by any employing agency during any quarter shall be based on a determination by the Secretary of Labor as to the amounts of payments, made prior to such quarter from the Account based on Federal service performed by employees of such agency after December 31, 1980, with respect to which deposit has not previously been made. The amount to be deposited by any employing agency during any calendar quarter shall be adjusted to take account of any overpayment or underpayment of deposit during any previous quarter for which adjustment has not already been made.

"(d) The Secretary of Labor shall certify to the Secretary of the Treasury the amount of the deposit which each employing agency is required to make to the Account during any calendar quarter, and the Secretary of the Treasury shall notify the Secretary of Labor as to

the date and amount of any deposit made to such Account by any such agency.

"(e) Prior to the beginning of each fiscal year (commencing with the fiscal year which begins October 1, 1981) the Secretary of Labor shall estimate—

- "(1) the amount of expenditures which will be made from the Account during such year, and
- "(2) the amount of funds which will be available during such year for the making of such expenditures, and if, on the basis of such estimate, he determines that the amount described in paragraph (2) is in excess of the amount necessary—
- "(3) to meet the expenditures described in paragraph (1), and
- "(4) to provide a reasonable contingency fund so as to assure that there will, during all time in such year, be sufficient sums available in the Account to meet the expenditures described in paragraph (1).

he shall certify the amount of such excess to the Secretary of the Treasury and the Secretary of the Treasury shall transfer, from the Account to the general fund of the Treasury, an amount equal to such excess.

"(f) The Secretary of Labor is authorized to establish such rules and regulations as may be necessary or appropriate to carry out the provisions of this section.

"(g) Any funds appropriated after the establishment of the Account, for the making of payments for which expenditures are authorized to be made from moneys in the Account, shall be made to the Account; and there are hereby authorized to be appropriated to the Account, from time to time, such sums as may be necessary to assure that there will, at all times, be sufficient sums available in the Account to meet the expenditures authorized to be made from moneys therein."

(c) All funds appropriated which are available for the making of payments to States after December 31, 1980, pursuant to agreements entered into under subchapter I of chapter 85 of title 5, United States Code, or for the making of payments after such date of compensation under such subchapter in States which do not have in effect such an agreement, shall be transferred on January 1, 1981, to the Federal Employees Compensation Account established by section 909 of the Social Security Act. On and after such date, all payments described in the preceding sentence shall be made from such Account as provided by section 8509 of title 5, United States Code.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 96-1167 (Comm. on the Budget) and No. 96-1177 (House of Representatives).

CONGRESSIONAL RECORD, Vol. 126 (1980):

June 30, S. 2945 considered and passed Senate.

July 23, S. 2945 considered and passed Senate.

Sept. 4, H. R. 7765 considered and passed House.

Sept. 17, passages of S. 2945 and S. 2949 vacated in Senate; H. R. 7765, amended, passed in lieu.

Sept. 18, House described to Senate amendment and agreed to a conference.

Dec. 3, House and Senate agreed to conference report.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 16, No. 19

Dec. 5, Presidential remarks.

**Identification Codes
For
Federal Departments and Agencies**

<u>Code</u>	<u>Title</u>
	<u>Legislative Branch</u>
005	Congress
010	Architect of the Capitol
012 *	Copyright Royalty Tribunal
015	Botanic Gardens
017	Cost Accounting Standards Board
020	General Accounting Office
025	Government Printing Office
030	Library of Congress
035	United States Tax Court
040	Congressional Budget Office
045	Office of Technology Assessment
	<u>Judicial Branch</u>
110	United States Courts
	<u>Executive Branch</u>
205	White House Office
207 *	Office of the Vice President
210	Office of Management and Budget
215	Office of Administration
220	Council of Economic Advisers
221	Council on Environmental Quality
222	Council on Wage and Price Stability
223	Executive Mansion and Grounds
224 *	Executive Residence at the White House
225	Domestic Policy Staff
230	National Security Council
235	Office of Science and Technology Policy
236	Office of Special Representative for Trade Negotiations

CodeTitleExecutive Departments

405	State
410	Treasury
421	Defense, except Army, Navy, and Air Force
422	Army
423	Navy
424	Air Force
425	Nonappropriated fund activity--Army
426	Nonappropriated fund activity--Navy
427	Nonappropriated fund activity--Air Force
429	Army and Air Force Exchange Service
430	Justice
440	Interior
445	Agriculture
450	Commerce
455	Labor
460	Health and Human Services
465	Housing and Urban Development
470	Transportation
475	Energy
480	Education

Independent Agencies

502	Action
503*	Administrative Conference of the United States
505*	Advisory Commission on Federal Pay
506	United States International Development Cooperation Agency
507*	Advisory Council on Historic Preservation
508*	Alaska National Gas Transportation System
509	Appalachian Regional Commission
510	American Battle Monuments Commission
511*	Board for International Broadcasting
512	Arms Control and Disarmament Agency
520	Board of Governors, Federal Reserve System
521*	Coastal Plains Regional Commission
530	Civil Aeronautics Board
531*	Committee for Purchase of Products from the Blind and Severely Handicapped
532*	Delaware River Basin Commission
534*	Four Corners Regional Commission
535	Office of Personnel Management
538	Commission on Fine Arts
539	Commission on Civil Rights
541	Consumer Product Safety Commission
543	Commodity Futures Trading Commission
545	Advisory Commission on Intergovernmental Relations

CodeTitleIndependent Agencies

547	Community Services Administration
552	Environmental Protection Agency
554	Equal Employment Opportunity Commission
555	Export-Import Bank
557	Farm Credit Administration and Districts
570	Federal Communications Commission
572	Federal Election Commission
574	Federal Emergency Management Agency
575	Federal Deposit Insurance Corporation
576	Federal Home Loan Bank Board
577	Federal Labor Relations Authority
578	Federal Maritime Commission
580	Federal Mediation and Conciliation Service
583	Federal Mine Safety and Health Review Commission
586	Federal Savings and Loan Insurance Corporation
590	Federal Trade Commission
592	Foreign Claims Settlement Commission
600	General Services Administration
601*	Harry S. Truman Scholarship Foundation
602*	Japan - U.S. Friendship Commission
620	United States International Communications Agency
621	Inter-American Foundation
622	International Boundary and Water Commission
623	International Trade Commission
625	Interstate Commerce Commission
627*	Marine Mammal Commission
628	Merit System Protection Board
630*	National Advisory Committee on Oceans and Atmosphere
631	National Aeronautics and Space Administration
632*	National Alcohol Fuels Commission
634	National Credit Union Administration
635*	National Commission for Employment Policy
637*	National Commission on Air Quality
639*	National Commission on Libraries and Information Sciences
640	National Capital Planning Commission
641*	National Commission on Social Security
642	National Gallery of Art
644	National Foundation on the Arts and the Humanities
645	National Labor Relations Board
650	National Mediation Board
652	National Railroad Adjustment Board
655	National Science Foundation
656	National Transportation Policy Study Commission
657*	Navajo and Hopi Indian Relocation Commission

Code

Title

Independent Agencies

658*	New England Regional Commission
659	Nuclear Regulatory Commission
660	National Transportation Safety Board
661*	NUC Safety Oversight Commission
663	Occupation Safety and Health Review Commission
664	Overseas Private Investment Corporation
665	Panama Canal Commission
667	Pension Benefit Guaranty Corporation
668	Postal Rate Commission
670	Railroad Retirement Board
672*	Old West Regional Commission
674*	Ozarks Regional Commission
676*	Pacific - Northwest Regional Commission
678*	Pennsylvania Avenue Development Corporation
680*	President's Commission on Ethical Problems
682*	President's Commission on Pension Policy
684*	President's Commission on World Hunger
686*	Select Commission on Immigration Refugee Policy
688*	Southwest Border Regional Commission
690	Securities and Exchange Commission
695	Selective Service System
697*	Susquehanna River Basin Commission
700	Small Business Administration
702*	U.S.-Japan Economic Relations Group
705	Smithsonian Institution
706*	U.S. Metric Board
708*	Upper Great Lakes Regional Commission
710	Soldiers' and Airmen's Home
730	Tennessee Valley Authority
732	U.S. Postal Service
735	Veterans Administration
740	Water Resources Council

Use Code 999 for agencies where a code is not available or agency is not classified. SESA's must list these agencies separately and provide the required data.

An asterisk indicates that these departments or agencies do not appear in the "Employment Security Manual" on the list relating to the codes used in reporting data on the ES-202 Report. SESA's will be informed of changes in the above list.

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