STATE *of* NEBRASKA

OFFICE OF THE GOVERNOR

LINCOLN

EXECUTIVE ORDER NO. 20-19

CORONAVIRUS — EMERGENCY UNEMPLOYMENT INSURANCE BENEFIT RELIEF — PART 3

WHEREAS, unemployment insurance benefits are designed to provide income to individuals who are laid-off through no fault of their own and who are able and available to work;

WHEREAS, federal and state law determine the eligibility requirements for unemployment insurance benefits and how unemployment insurance benefits are charged;

WHEREAS, in order to combat the spread of COVID-19, employers may need to adjust their work models to better serve both their employees and customers; and

WHEREAS, the Short-Time Compensation Program helps prevent layoffs by allowing employers to uniformly reduce affected employees' hours by ten to sixty percent while permitting the employees to receive a prorated unemployment benefit.

NOW THEREFORE, I, Pete Ricketts, Governor of the State of Nebraska, by virtue of the authority vested in me by the Constitution and laws of Nebraska, find these conditions will facilitate the granting of a waiver of certain provisions within the Nebraska Employment Security Law, Neb. Rev. Stat. § 48-601 to § 48-683.

Pursuant to this declaration, I order the Nebraska Department of Labor to implement the following temporary changes to provide relief to Nebraska employers and employees:

1. Effective March 29, 2020, and continuing until August 1, 2020, the provision of Neb. Rev. Stat. §48-675(2)(a) and (b), which requires that a short-time compensation plan be approved only for a contributory employer that is eligible for experience rating under Neb. Rev. Stat. §48-649.03 and has a positive experience account balance shall be suspended; and

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2. Effective with the date of the Executive Order and continuing until August 1, 2020, for all employers that had a short-time compensation plan disapproved after March 6, 2020 due to not having an experience rating under Neb. Rev. Stat. §48-649.03 or due to having a negative experience account balance, the provisions of Neb. Rev. Stat. §48-675(1), which provide that if a short-time compensation plan has been disapproved, the employer is not allowed to submit another short-time compensation plan for approval for a period of forty-five days, shall be suspended in order to allow such employers to resubmit a short-time compensation plan to the Nebraska Department of Labor; and

3. This Executive Order shall apply only to Short-Time Compensation Plans with a termination date of December 27, 2020, or sooner; and

4. This Executive Order shall become effective immediately and shall remain in effect through the duration of the pandemic relief effort.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed on this 16th day of April, 2020.

Pete Ricketts, Governor
State of Nebraska

Attest:

Robert B. Evnen,
Secretary of State
State of Nebraska