

U.S. Department of Labor

Employment and Training Administration
Dallas Regional Office
525 South Griffin Street, Room 317
Dallas, Texas 75202



May 18, 2020

Mr. Bill McCamley
Cabinet Secretary
Department of Workforce Solutions
401 Broadway NE
Albuquerque, NM 87102

Dear Mr. McCamley:

This is to formalize the notification sent to Roy Padilla, Acting Division Director, Unemployment Insurance, on May 15, 2020. Due to an increase in New Mexico's three-month average seasonally adjusted insured unemployment rate (IUR), the State meets the criteria necessary to trigger "on" an Extended Benefits (EB) period, effective May 17, 2020.

As specified in P.L.102-318 under section 203(b) of the Federal-State Extended Unemployment Compensation Act of 1970 (P.L. 91-373, as amended), New Mexico's 13-week IUR exceeded the 5.0 percent threshold and exceeds 120 percent of the corresponding average rate in the prior two years, thereby requiring that an EB period begin on May 17, 2020. The State will remain in an EB period for a minimum of 13 weeks.

Please be aware that the State must pay any Pandemic Emergency Unemployment Compensation (PEUC) for which an individual is eligible before paying EB to the individual. Section 2107 of the Coronavirus Aid, Relief, and Economic Security (CARES) Act of 2020 created PEUC, which provides up to 13 additional weeks of benefits to individuals who have exhausted their regular unemployment compensation (UC) entitlement. The benefits paid under PEUC are 100 percent federally funded. The State must defer payment of EB for which an individual is otherwise eligible until after the payment of any PEUC for which the individual is concurrently eligible. In the event PEUC is not operational at the time EB is triggered on, the State must backdate claims as appropriate to the PEUC begin date of March 29, 2020. PEUC is not payable for any week of unemployment ending after December 31, 2020. For more information on PEUC, see Unemployment Insurance Program Letter (UIPL) No. 17-20.

The State must furnish a written notice of potential entitlement to each individual who has exhausted all rights to regular benefits and temporary PEUC benefits, as enacted in the CARES Act, and who may be potentially eligible for EB. Please issue public notices in the appropriate news media announcing the start of the EB period in accordance with Chapter 20, Code of Federal Regulations at Part 615.13.

Please refer any questions to Pat Evans at evans.patricia@dol.gov or 972-850-4644, or me at lalpuis.nicholas@dol.gov or 972-850-4601.

Sincerely,

A handwritten signature in black ink, appearing to read 'N. Lalpuis', with a stylized flourish extending from the end.

Nicholas E. Lalpuis
Regional Administrator

cc: Roy Padilla, Acting Division Director, Unemployment Insurance

/enclosure

UI Program Progression under the CARES Act

