

EMPLOYMENT AND TRAINING ADMINISTRATION ADVISORY SYSTEM U.S. DEPARTMENT OF LABOR Washington, D.C. 20210	CLASSIFICATION UI/UCFE
	CORRESPONDENCE SYMBOL OUI/DUIO
	DATE January 17, 2013

ADVISORY: UNEMPLOYMENT INSURANCE PROGRAM LETTER NO. 07-13

TO: STATE WORKFORCE AGENCIES

FROM: JANE OATES /s/
Assistant Secretary

SUBJECT: Unemployment Compensation - Federal Civilian Wage Assignment

1. **Purpose.** To respond to inquiries from state workforce agencies about the correct assignment of Federal civilian service and Federal wages for purposes of establishing monetary entitlement for unemployment compensation (UC), including Unemployment Compensation for Federal Employees (UCFE).

2. **References.**
 - 20 CFR Part 609.2, *Unemployment Compensation for Federal Civilian Employees, Definition of Terms*;
 - 20 CFR Part 609.8 (b), *Assignment of service and wages*; and
 - Employment and Training Handbook No. 391, *Unemployment Compensation for Federal Employees Instructions for State Agencies*.

3. **Background.** The definition of Federal civilian service, which includes service on a temporary basis, is found at 20 CFR 609.2. The requirements for assignment of Federal civilian service and Federal wages are found at 20 CFR 609.8(b). Federal civilian service and Federal wages used to establish a UC or UCFE benefit year are assigned to the state in which the individual had his or her last “official station” (as defined in 20 CFR 609.2(k)) before filing a first claim, unless one of the two exceptions below exists:
 - If, at the time of filing a first claim, the individual has worked in covered (non-Federal) employment under the unemployment compensation law of his/her state of residence after termination from Federal service, then the individual’s Federal civilian service and Federal wages must be assigned to his/her state of residence.
 - If the individual’s last official station, before filing his/her first claim, was outside the United States, then the individual’s Federal civilian service and Federal wages shall be assigned to the state in which the individual resides at the time the individual files a first claim provided the individual is personally present in a state when the individual files a first claim. Individuals may not file a UCFE claim from outside the United States. For UC/UCFE purposes, “United States” means all the “states” as defined in

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20 CFR 609.3(m), which includes the 50 states, the District of Columbia, the Commonwealth of Puerto Rico and the Virgin Islands.

4. **Action Requested.** Effective immediately, all Federal civilian service and wages must be assigned in accordance with the interpretation of 20 CFR 609.8(b) in the attachment to this Unemployment Insurance Program Letter.
5. **Inquiries.** Questions should be directed to the appropriate Regional Office.
6. **Attachment.** UCFE Wage Assignment Questions and Answers