


<b>EMPLOYMENT AND TRAINING ADMINISTRATION          ADVISORY SYSTEM          U.S. DEPARTMENT OF LABOR          Washington, D.C. 20210</b>	<b>CLASSIFICATION</b> UI/UCX
	<b>CORRESPONDENCE SYMBOL</b> DUJO
	<b>DATE</b> July 21, 2016

**ADVISORY:** UNEMPLOYMENT INSURANCE PROGRAM LETTER NO. 14-16,  
Change 1

**TO:** STATE WORKFORCE AGENCIES

**FROM:** PORTIA W.   
Assistant Secretary

**SUBJECT:** The National Defense Authorization Act for Fiscal Year 2016 (Pub. L. 114-92) - Provisions that Affect the Unemployment Compensation for Ex-servicemembers Programs

1. **Purpose.** To transmit a corrected Attachment C providing the Text of Sections 513, 560 and 3503 of the National Defense Authorization Act for Fiscal Year 2016, Pub. L. 114-92.
2. **Action Requested.** State Workforce Agency Administrators are requested to provide this information to appropriate staff and ensure that the correct Attachment C to UIPL No. 14-16 is utilized.
3. **Inquiries.** Inquiries should be directed to the appropriate Regional Office.
4. **Attachment.** Attachment C - Text of Sections 513, 560 and 3503 National Defense Authorization Act for Fiscal Year 2016 Pub. L. 114-92 – Enacted November 25, 2015

<b>RESCISSIONS</b> None	<b>EXPIRATION DATE</b> Continuing
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Text of Sections 513, 560 and 3503 National Defense Authorization Act for Fiscal Year 2016, Pub. L. 114-92 – Enacted November 25, 2015.

**SEC. 513. INCREASE IN NUMBER OF DAYS OF ACTIVE DUTY REQUIRED TO BE PERFORMED BY RESERVE COMPONENT MEMBERS FOR DUTY TO BE CONSIDERED FEDERAL SERVICE FOR PURPOSES OF UNEMPLOYMENT COMPENSATION FOR EX-SERVICEMEMBERS.**

(a) INCREASE OF NUMBER OF DAYS.—Section 8521(a)(1) of title 5, United States Code, is amended by striking “90 days” in the matter preceding subparagraph (A) and inserting “180 days”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of the enactment of this Act, and shall apply with respect to periods of Federal service commencing on or after that date.

**SEC. 560. PROHIBITION ON RECEIPT OF UNEMPLOYMENT INSURANCE WHILE RECEIVING POST-9/11 EDUCATION ASSISTANCE.**

(a) EFFECT OF RECEIPT OF POST-9/11 EDUCATION ASSISTANCE.—Section 8525(b) of title 5, United States Code, is amended—

(1) in the matter preceding paragraph (1), by striking “he receives” and inserting “the individual receives”;

(2) in paragraph (1), by striking “or” after the semicolon;

(3) by redesignating paragraph (2) as paragraph (3); and

(4) by inserting after paragraph (1) the following new paragraph (2):

“(2) except in the case of an individual described in subsection (a), an educational assistance allowance under chapter 33 of title 38; or”.

(b) EXCEPTION.—Section 8525 of title 5, United States Code, is amended by inserting before subsection (b) the following new subsection:

“(a) Subsection (b)(2) does not apply to an individual who—

“(1) is otherwise entitled to compensation under this subchapter;

“(2) is described in section 3311(b) of title 38;

“(3) is not receiving retired pay under title 10; and

“(4) was discharged or released from service in the Armed Forces or the Commissioned Corps of the National Oceanic and Atmospheric Administration (including through a reduction in force) under honorable conditions, but did not voluntarily separate from such service.”.

**SEC. 3503. UPDATE OF REFERENCES TO THE SECRETARY OF TRANSPORTATION REGARDING UNEMPLOYMENT INSURANCE AND VESSEL OPERATORS.**

Sections 3305 and 3306(n) of the Internal Revenue Code of 1986 are each amended by striking “Secretary of Commerce” each place that it appears and inserting “Secretary of Transportation”.