

Attachment II to UIPL No. 20-21, Change 1

**Requesting Additional Blanket Waiver Scenarios under the
CARES Act UC Programs***

Instructions: States that wish to propose additional scenarios within the context of the CARES Act UC programs to be considered for blanket waivers may do so by submitting this form to covid-19@dol.gov with a copy to the appropriate ETA Regional Office. States are requested to use the Subject Line: “Additional Scenario for Blanket Waiver Approval.”

States must complete a separate form for each blanket waiver scenario for which the state is requesting approval.

Unemployment Insurance Scenario for Blanket Waiver Approval Request	
1. State Name:	
2. Contact Information of the State Agency Administrator Name: Title: Email Address: Telephone Number:	
3. CARES Act Program Lead Information Name: Title: Email Address: Telephone Number:	

* Division A, Title II, Section 2116(a) of the CARES Act states that “Chapter 35 of Title 44, United States Code, (commonly referred to as the ‘Paperwork Reduction Act of 1995’), shall not apply to the provisions of, and the amendments made by, this subtitle.” As such, the PRA does not apply to this request.

4. Description of the Scenario Proposed for Blanket Waiver
5. Explain why the individuals affected by the scenario above are without fault in the creation of the overpayment (see examples provided under approved scenarios in Attachment I to this UIPL).
6. Explain why repayment of the overpayments indicated in the scenario above would be contrary to equity and good conscience (see examples provided under approved scenarios in Attachment I to this UIPL).
7. Description of how the state will apply the blanket waiver scenario (if approved) and ensure that fraudulent overpayments are not included in its application of the scenario.
8. What is the number of individuals (known or estimated) who would receive a blanket waiver under this process, if approved? Provide an explanation of the methodology used in calculating this number.
9. What is the total dollar amount (known or estimated) that would be waived if the blanket waiver is approved and the breakdown of amount by CARES Act UC program? Provide an explanation of the methodology used in calculating this amount.
10. What is the average processing time spent (or would be spent) (known or estimated) by state staff addressing this scenario if done on an individual, case-by-case basis? Provide an explanation of the methodology used in calculating this time.
11. List the CARES Act UC programs that would be subject to this blanket waiver (PEUC, PUA, FPUC, MEUC, first week of regular UC that is reimbursed in accordance with Section 2105 of the CARES Act, as amended).

Instructions for Completing Questions 4-11 of the Form

4. Description of the scenario proposed for blanket waiver: Briefly describe the reason the state is requesting the blanket waiver. Include the circumstances under which the overpayments occurred.

5. Explain why the individuals affected by the scenario above are without fault: Describe why the individuals in this scenario are without fault for the creation of the overpayment. States are encouraged to reference UIPL No. 20-21 and Attachment I to this UIPL for supporting language.

6. Explain why repayment would be contrary to equity and good conscience: Describe why repayment would:

- a. Cause financial hardship to the group of persons for whom it is sought; or
- b. Cause the recipient of the overpayment (regardless of their financial circumstances) to have relinquished a valuable right or changed positions for the worse; or
- c. Be unconscionable under the circumstances.

States are encouraged to reference UIPL No. 20-21 and this UIPL for supporting language.

7. Description of how the state will apply the blanket waiver scenario (if approved) and ensure that fraudulent overpayments are not included in its application of the scenario. Explain how the state plans to apply the blanket waiver scenario (*e.g.*, will the state run a query against its computer system, will the state apply the blanket waiver as it identifies such scenarios in working individual backlog cases). Additionally, explain how the state will ensure that when the state is applying this proposed blanket waiver scenario, it will not waive recovery activities for fraudulent overpayment.

8. What is the number of individuals (known or estimated) who would receive a blanket waiver under this process, if approved?: Provide the estimated (or known total) number of individuals for whom the state expects to waive overpayments under this proposed blanket waiver request. Provide an explanation of the methodology used in calculating this number or estimate.

9. What is the total dollar amount (known or estimated) that would be waived?: Provide the estimated (or known total) dollar amount that the state expects to waive (per CARES Act program) from this blanket waiver if approved. For example, PUA \$1.2M, PEUC \$2.1M, FPUC \$3.5M. Provide an explanation of the methodology used in calculating this amount or estimate.

10. What is the average processing time spent (or would be spent) (known or estimated) by state staff addressing this scenario if done on an individual basis?: Provide the average amount of time that state staff would normally spend to individually process each waiver if the blanket waiver is not approved (*e.g.*, estimated 15 minutes per individual waiver). If known or estimated, include how long would it take to process all individual waivers in this scenario (*e.g.*, 6 months for all waivers in this scenario). Provide an explanation of the methodology used in calculating these times or estimates.

11. List the programs that would be subject to this blanket waiver: Indicate the CARES Act UC program overpayments the state will address with this waiver (PEUC, PUA, FPUC, MEUC,

first week of regular UC that is reimbursed in accordance with Section 2105 of the CARES Act, as amended). Note that regular UC overpayments are not available for blanket waiver consideration (see Section 5 of UIPL No. 23-80 for reviewing waiver eligibility on an individual, case-by-case basis).