



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2024-407
June 6, 2024

STATE OF EMERGENCY
RELATING TO UNEMPLOYMENT INSURANCE CLAIMS AND BENEFITS

Beginning on April 1, 2024, and continuing, a severe weather system containing heavy rain, hail, continuous cloud-to-ground lightning, tornadoes, and intense damaging winds impacted the Commonwealth, creating dangerous conditions, including flash flooding, tornadic impacts to structures, and potential mudslides which caused damage to public infrastructure, utility distribution systems, and private properties;

These conditions endanger public health and safety and/or public and private property;

State and local governments share responsibility for protection of public health, safety, and security as well as for the protection of public and private property and for taking appropriate actions to ensure the provision of essential public services;

The economic impacts of this powerful severe weather system are severe, including loss of jobs;

On April 2, 2024, I declared by Executive Order 2024-269 that a State of Emergency existed in the Commonwealth of Kentucky. Under KRS 39A.090(2)(b), in Executive Order 2024-320 on May 2, 2024, I extended the State of Emergency for the local jurisdictions that requested an extension. On June 1, 2024, in Executive Order 2024-390 I again extended the State of Emergency for the local jurisdictions that requested an extension, pursuant to KRS 39A.090(2);

On May 22, 2024, President Joseph R. Biden approved a Major Disaster Declaration for Kentucky, FEMA-4782-DR-KY;

Current state law requires a claimant for unemployment insurance benefits to serve a waiting period of one (1) week, during which he or she has not received benefits, before being eligible to receive unemployment insurance benefits;

Section 303(a)(12) of the Social Security Act, 42 U.S.C. 503(a)(12), includes a requirement that as a condition of eligibility for regular compensation for any week a claimant must be able to work, available to work, and actively seeking work;

Section 301 of the Stafford Act permits the United States Department of Labor to waive upon request certain administrative conditions related to the disaster unemployment assistance program and regular unemployment compensation program;

I, Andy Beshear, Governor of the Commonwealth of Kentucky, by virtue of the authority vested in me by the Constitution of Kentucky and by KRS Chapter 39A, declared by Executive Order 2024-269 on April 2, 2024, that a State of Emergency exists in the Commonwealth of Kentucky.

NOW THEREFORE, I Andy Beshear, by virtue of authority vested in me pursuant to the Constitution of Kentucky and by KRS Chapter 39A, do hereby **ORDER** and **DIRECT** as follows:



ANDY BESHEAR
GOVERNOR

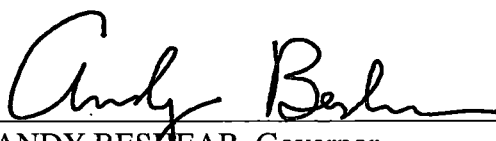
EXECUTIVE ORDER

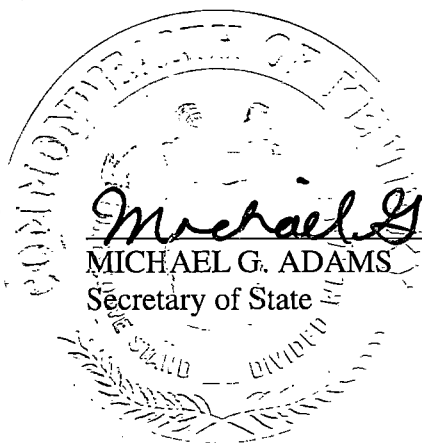
Secretary of State
Frankfort
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2024-407
June 6, 2024

1. During the declared state of the emergency under Executive Order 2024-269, as extended by Executive Order 2024-320 and Executive Order 2024-390, the able to work, available to work, and active work search requirements set forth in KRS 341.350(4) and (5) are hereby suspended as to any individual who is located or working in the Kentucky counties affected the emergency conditions referenced in Executive Order 2024-269, the President's Major Disaster Area Declaration, FEMA-4782-DR-KY, including: Boyd; Carter; Fayette; Greenup; Henry; Jefferson; Jessamine; Mason; Oldham; Union; and Whitley counties.
2. For those unemployed workers covered by Paragraph 1 of this Executive Order, the requirement that unemployed workers located or working in the affected counties, including Boyd, Carter, Fayette, Greenup, Henry, Jefferson, Jessamine, Mason, Oldham, Union, and Whitley counties, serve a waiting period of seven (7) days, otherwise known as the "waiting week period," prior to becoming eligible for unemployment insurance benefits as set forth in KRS 341.350(2) is hereby suspended for such period.

This Order is effective June 6, 2024.

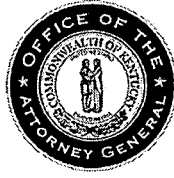

ANDY BESHEAR, Governor
Commonwealth of Kentucky



MICHAEL G. ADAMS
Secretary of State

RECEIVED AND FILED
DATE 6/7/2024

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Katherine Ellis



**RUSSELL COLEMAN
ATTORNEY GENERAL
DEPARTMENT OF LAW**

EXECUTIVE ORDER

**2024-06
June 7, 2024**

Whereas, the Governor has issued Executive Order 2024-407, entitled a “State of Emergency Relating to Unemployment Insurance Claims and Benefits,” which in relevant part suspends the operation of KRS 341.350(2), KRS 341.350(4), and KRS 341.350(5);

Whereas, KRS 39A.180(2)(b) provides that the Governor may suspend a statute by executive order when an emergency is declared if the statute to be suspended is specifically enumerated by the Governor in the executive order and the executive order specifying the suspension is approved by the Attorney General in writing;

Whereas, KRS 39A.090(2) provides that “executive orders, administrative regulations, or other directives issued under this chapter by the Governor” shall be in effect no longer than thirty (30) days unless otherwise approved by the General Assembly or requested by certain local government officials; and

Whereas, I have reviewed Executive Order 2024-407 and find that the suspension of KRS 341.350(2), KRS 341.350(4), and KRS 341.350(5) as provided for therein is not an unreasonable exercise of the Governor's authority under KRS 39A.180(2)(b).

NOW THEREFORE, pursuant to the authority vested in me by KRS 39A.180(2)(b), I, Russell Coleman, Attorney General of the Commonwealth of Kentucky, do hereby **APPROVE** the suspension of KRS 341.350(2), KRS 341.350(4), and KRS 341.350(5) as reflected in Executive Order 2024-407 for a period consistent with KRS 39A.090(2).

So **ORDERED** this the 7th day of June, 2024.



RUSSELL COLEMAN,
Attorney General
Commonwealth of Kentucky