



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2024-541
August 7, 2024

STATE OF EMERGENCY
RELATING TO UNEMPLOYMENT INSURANCE CLAIMS AND BENEFITS

Beginning on May 26, 2024, and continuing, a powerful severe weather system generating heavy rain, tornadoes, large hail, continuous cloud-to-cloud lightning and intense damaging winds impacted the Commonwealth of Kentucky, creating dangerous conditions, including flooding, flash flooding, mudslides, landslides, and subsequent 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 May 26, 2024, I declared by Executive Order 2024-379 that a State of Emergency existed in the Commonwealth of Kentucky, and I declared that a State of Emergency exists under Executive Order 2024-380 to implement the provisions of KRS 367.372, *et seq.*, to prohibit price gouging. Under KRS 39A.090(2)(b), in Executive Order 2024-446 on June 25, 2024, I extended the State of Emergency through September 30, 2024, for the local jurisdictions that requested an extension, as well as the State of Emergency under Executive Order 2024-380 that implements the statutory provisions that prohibit price gouging.

On July 23, 2024, President Joseph R. Biden approved a Major Disaster Declaration for Kentucky, FEMA-4804-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 2024-379 on May 26, 2024, that a State of Emergency exists in the Commonwealth of Kentucky.



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

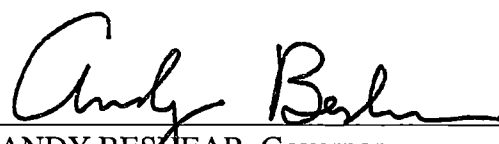
Secretary of State
Frankfort
Kentucky

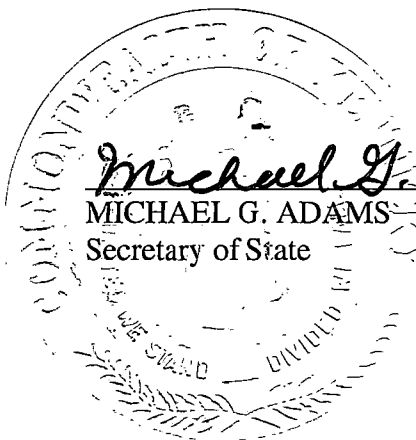
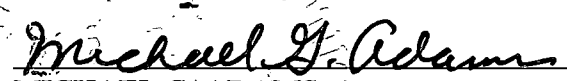
2024-541
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NOW THEREFORE, I Andy Beshear, by virtue of authority vested in me pursuant to the Constitution of Kentucky and by KRS Chapter 39A, do hereby **ORDER** and **DIRECT** as follows:

1. During the declared state of the emergency under Executive Order 2024-379, as extended by Executive Order 2024-446, 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 2024-379, the President's Major Disaster Area Declaration, FEMA-4804-DR-KY, including: Butler; Caldwell; Calloway; Christian; Clay; Greenup; Hopkins; Knox; Logan; Muhlenberg; Simpson; Todd; Trigg; Warren; 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 : Butler; Caldwell; Calloway; Christian; Clay; Greenup; Hopkins; Knox; Logan; Muhlenberg; Simpson; Todd; Trigg; Warren; 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 August 7, 2024.


ANDY BESHEAR, Governor
Commonwealth of Kentucky



MICHAEL G. ADAMS
Secretary of State

RECEIVED AND FILED

DATE

8/8/2024

MICHAEL G. ADAMS

SECRETARY OF STATE

COMMONWEALTH OF KENTUCKY

BY

Katherine Ellis



**RUSSELL COLEMAN
ATTORNEY GENERAL
DEPARTMENT OF LAW**

EXECUTIVE ORDER

**2024-10
August 7, 2024**

Whereas, the Governor has issued Executive Order 2024-541, entitled “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) for the duration of the declared state of emergency under Executive Order 2024-379, as extended through September 30, 2024;

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 2024-541 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 2024-541 for a period consistent with KRS 39A.090(2).

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



RUSSELL COLEMAN,
Attorney General
Commonwealth of Kentucky