

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 60.2-530 of the Code of Virginia, relating to unemployment*  
3 *compensation; calculating an employer's benefit ratio.*

4  
5 Approved

[H 22]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 60.2-530 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 60.2-530. Benefit ratio.**

9 A. 1. The "benefit ratio" of each employer for a given calendar year shall be the percentage, rounded  
10 to the nearest one-tenth of a percent, equal to the employer's benefit charges for the ~~twelve~~ 12  
11 consecutive calendar month period ending on June 30 immediately preceding that calendar year, divided  
12 by the total of his payroll for the same period except that:

13 a. For an employer whose account has been chargeable with benefit charges for ~~forty-eight~~ 48 or  
14 more consecutive completed calendar months, the "benefit ratio" shall be the percentage, rounded to the  
15 nearest one-tenth of a percent, equal to the employer's benefit charges for the most recent ~~forty-eight~~ 48  
16 consecutive completed calendar month period ending on June 30 immediately preceding that calendar  
17 year, divided by the total of his payrolls for the same period;

18 b. For an employer whose account has been chargeable with benefit charges for ~~thirty-six~~ 36 but less  
19 than ~~forty-eight~~ 48 consecutive completed calendar months the "benefit ratio" shall be the percentage  
20 equal to the employer's benefit charges for the most recent ~~thirty-six~~ 36 consecutive completed calendar  
21 month period ending on June 30 immediately preceding that calendar year divided by his payroll for the  
22 same period; and

23 c. For an employer whose account has been chargeable with benefit charges for ~~twenty-four~~ 24 but  
24 less than ~~thirty-six~~ 36 consecutive completed calendar months the "benefit ratio" shall be the percentage,  
25 rounded to the nearest one-tenth of a percent, equal to the employer's benefit charges for the most recent  
26 ~~twenty-four~~ 24 consecutive completed calendar month period ending on June 30 immediately preceding  
27 that calendar year divided by his payroll for the same period.

28 2. The term "payroll" as used ~~herein~~ *in this section* means *the greater of (i) the taxable payroll on*  
29 *which taxes have been paid on or before September 30 immediately following such June 30 or (ii) \$1.*

30 B. Where benefit charges are not available for any or all of the periods used to determine an  
31 employer's benefit ratio, benefit wages divided by three shall be used in lieu of benefit charges for those  
32 periods benefit charges are not available, in combination with benefit charges, where available to  
33 determine an employer's benefit ratio.

ENROLLED

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